

District Judge Nicholson
West London County Court
181 Talgarth Road
Hammersmith
London W6 8DN

Ms N Klosterkotter-Dit-Rawé
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[]
[]

14 May 2008

(By 'Special delivery')

Ref: West London County Court claim, Rootstock Overseas Corp / Steel Services Limited
7WL 00675, 27 February 2007

Sir

Your refusal - My 30 April 2008 Application

I acknowledge receipt of your 1 May – 9 May 2008 Order, (of which I took delivery on 13 May) refusing my 30 April 2008 Application. The Order reads:

"If the Defendant wishes to obtain further information from the Claimant the Defendant should make a request for that information, and if it is not given the Defendant should make an Application to the court"

"If [I] wish to obtain further information". As your Court is perfectly aware from the several major documents I have submitted over the last **15 months**, the Claimant has not supplied me with the information I should, by right (covenants in my lease, and my statutory rights) have been provided with – a long time ago.

My case is not being handled with consideration for:

- the Overriding Objective *"(2) Dealing with a case justly includes... (a) ensuring that the parties are on an equal footing..."*
- PD 28 3.3: *"The court's first concern will be to ensure...that the necessary evidence is prepared and disclosed"*

It is abundantly clear that the game plan is to make me file applications to the court to 'perhaps' obtain the information – after the deadline for submission of my witness statement.

Indeed, as PD 18 5.5(2) requires allowing *"at least 14 days since the request was served and the time stated in it for a response has expired"*, allowing time for the court to issue the order/s, and the time for compliance, it would be at least one month before I 'might' receive the information. The outcome will be that I do not have better particulars by the time I need to file my witness statement.

(No doubt, other 'games' will also be played up to – and during the hearing e.g. Rules 31.16 and 31.11).

This is to be added to other events with the Court over the past 15 months:

- The 3 April 2007 'Notice that acknowledgement of service has been filed' falsely stating that I "[intended] to defend part of the claim"

I WAS RIGHT
See
- my 3 Jun 03
Witness
Statement
- my 19 Jan 09
reply to the
points of
dispute
- My Diary:
- 22 Nov 08
- 30 Jan 09

- The Court's refusal to have my case transferred to the Leasehold Valuation Tribunal (under schedule 12 section 3 of the Commonhold and Leasehold Reform Act 2002) – contrary to government policy of *"making the resolution of disputes quicker, easier and cheaper by moving jurisdiction for the majority of disputes from the courts to the leasehold valuation tribunal"* (Office of the Prime Minister, 5 March 2008).
- The Court's total lack of support in ensuring that the Claimant complied with the Court's Order to supply me with its skeleton argument.
- The Court's 27 September 2007 letter demanding that I pay a £1,700 fee - and the subsequent contradicting explanations following my complaint to HMCS Customer Service.
- The three months plus silence that followed my 2 October 2007 response to the Court – in spite of my chasing a reply - which were then followed in January 2008 by an Order that the Counterclaim I had not filed (and could not have filed due to lack of information from the Claimant) was *"struck out"*.
- The 7 March 2008 Order that contained the threat to *"strike out [my] defence"* by giving me a very tight deadline to return the Allocation Questionnaire. (Granted that when I was first sent an Allocation Questionnaire I was given a reasonable amount of time).

Clearly, nothing has changed since my very traumatic experience with this Court in 2002-2004, in connection with another fraudulent service charge demand, also from Mr Andrew Ladsky (et. al?), that resulted in the Court - knowingly - inflicting injustice on me (and even worse on my fellow leaseholders) - leading me to describe the Court as a 'court of injustice'. (I believe that any fair minded, reasonable person considering the facts would arrive at the same conclusion).

It is beggars belief that Mr Ladsky (and his associates?) can so freely command judges to commit such outrageous acts against me (and fellow leaseholders) – in the 21st century, in a country that prides itself on its legal system, and has signed-up to the European Convention on Human Rights.

Whatever the outcome: my conscience is clear.

Yours faithfully

N Klosterkotter-Dit-Rawé

cc. The Rt. Hon. Jack Straw, MP, Justice Secretary, Ministry of Justice, Selbourne House, 54 Victoria Street, London SW1E 6QW (By 'Special Delivery')



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