

**Claimant's Application**

Pursuant to His Honour Judge Seys Llewellyn QC's indication, on 23<sup>rd</sup> July 2013, in offering possible assistance for the Claimant to obtain access to his legal papers, video records, post and personal medical records, stored in his own residence, the Claimant makes this emergency application for

**The Court to Order:**

- i. The Defendant to desist from obstructing this Claimant in getting access to his own residence at 175b Cowbridge Road West, Cardiff
- ii. The Defendant to seize 10<sup>th</sup> July 13 CCTV coverage of alleged assaults in the current possession of both **Mark Neil Stuart Davenport** and his neighbour (name unknown) and that copy be served, forthwith, on the court and Claimant
- iii. The Defendant to seize 1<sup>st</sup> June 13 CCTV coverage of Claimant's motor vehicle 'break-in' and theft all in the current possession of both **Mark Davenport** and his neighbour (name unknown) and copy be served, forthwith, on Claimant and court
- iv. The Defendant and **Mark Davenport** to uphold 19<sup>th</sup> July 2013 Magistrates Order giving The Claimant continued lawful access to the above named flat
- v. The Defendant to release to The Claimant, forthwith, outstanding custody records relevant to assault allegations by **Mark Davenport** and **Nathan Kingsley** and in particular the 19<sup>th</sup>/20<sup>th</sup> custody suite video recordings of The Claimant's frank refusal to the custody sergeant's proposed written bail conditions while being released
- vi. The Defendant to release to The Claimant, forthwith, a copy DVD of his interrogation made under caution while alone with the officer in the case
- vii. The Defendant to release, forthwith, all witness statements and other deposition material prepared for the 2012 aborted jury trial. This was promised following 20<sup>th</sup> July 2012 'victim statements' of complaint, including one from The Defendant's own Caswell Clinic psychiatrist, again reporting The Claimant of 'harassment' and being contrary to Section 2 of Prevention of Harassment Act 1997. He alleged the Claimant harassed both he and his wife, Dr Janis Hillier at their home which is quite unknown to the Claimant but sufficient for the police to attend. The alleged offence was contrary to an existing 1<sup>st</sup> December 2011 Restraining Order originally fabricated by barrister, **David Gareth Evans** of 9 Park Place Chambers, Cardiff, directly for The Defendant to further pervert the course of justice in these civil proceedings
- viii. Mark Davenport to desist from withholding The Claimant's electricity supply, allowing fly tipping on The Claimant's land and preventing The Claimant access to the said land and garage

- ix. **Mark Davenport** to disclose to the court copy of all Claimant's custody video exhibits, in his possession, in both Barry and Bridgend Defendant police stations including exhibit 1984 BBC2 'Out of Court' documentary disclosing misfeasance in a public office of the Guernsey Authorities, one of the 'triggers' that started The Defendant's twenty year campaign of unusual, inordinate and extreme bullying
- x. Disclosure of Mr Davenport's 2013 employment records of his temporary staff
- xi. That all outstanding court cases brought by The Claimant against The Defendant be now expedited in order for The Claimant, due to his deterioration in health, be finally allowed to leave The Principality.

The outstanding Claimant cases against the Defendant include:

- i. Kirk v NHS (Wales) Defendant's psychiatrist, (Defendant fabricated Mental Health Act and MAPPA level 3 Orders to further prejudice this Claimant's position in all is civil and criminal proceedings)
- ii. Kirk v South Wales Police (Fabricated machine gun and ammunition failed allegations)
- iii. Kirk v South Wales Police (Numerous outstanding other bullying already filed Actions for the period between 1993-2013)
- iv. Kirk v Cardiff Magistrates Court (Judicial Review Application re court's refusal to 'state a case' over The Defendant's deliberate destruction of The Claimant's collection of antique and working shot guns)
- v. Kirk v Regina (pending Crown Court Appeal re conviction following the private person's arrest of Crown Prosecutor, David Gareth Evans for again 'perverting the course of justice')
- vi. Kirk v Regina application for a London court Public Order conviction with £75 sentence be quashed due to the Defendant refusing to allow the Claimant too attend by having him incarcerated in HM Prison Cardiff
- vii. Regina v Kirk 17<sup>th</sup> September 13 Cardiff magistrates hearing re 'common assault' allegations by **Mark Davenport** and **Nathan Kingsley**
- viii. Outstanding South Wales Police Professional Standards investigations/IPCC ongoing investigations/NHS (Wales) ongoing internal investigations re Caswell Clinic staff/GMC ongoing investigations/CCRC ongoing investigations/RCVS revised investigations, in the light of recent evidence from ninety nine witnesses on oath and ongoing litigation from today's South Wales Police bullying.

The Claimant's 23<sup>rd</sup> July expressed impression, that it was for a local criminal court, not a civil court, to intervene in this continuing abuse of process by The Defendant, was entirely misguided and apologises for the delay it has caused in these proceedings.

Statement of Truth attached

Maurice J Kirk BVSc