

Made on behalf of the Claimants
Witness: Philip Keith Spencer
Number of Statement: First
Exhibit: PKS1
Dated: 3 October 2022

IN THE HIGH COURT OF JUSTICE

Claim No. QB-2022-001952

KING'S BENCH DIVISION

BETWEEN:

**(1) ALMACANTAR CENTRE POINT NOMINEE NO.1 LIMITED
(2) ALMACANTAR CENTRE POINT NOMINEE NO.2 LIMITED**

Claimants

– and –

**(1) ALEXANDER FARRELL
(2) [REDACTED] [DISCONTINUED]
(3) OWEN REECE (AKA "TRIKKSTAR")
(4) HARRY DAVIES
(5) PERSONS UNKNOWN ENTERING OR REMAINING ON THE EXTERNAL
ROOFS OR STRUCTURES (EXCLUDING BALCONIES) OF CENTRE POINT (AS
DESCRIBED IN PARAGRAPHS 2-4 OF THE PARTICULARS OF CLAIM)
WITHOUT THE CLAIMANTS' PERMISSION
(6) PERSONS UNKNOWN ENTERING OR REMAINING AT CENTRE POINT (AS
DESCRIBED IN PARAGRAPHS 2-4 OF THE PARTICULARS OF CLAIM) WITH THE
INTENTION OF GAINING ACCESS TO THE ROOFS OR EXTERNAL STRUCTURES
(EXCLUDING BALCONIES) AT CENTRE POINT WITHOUT THE CLAIMANTS'
PERMISSION**

Defendants

EXHIBIT PKS1

BRYAN
CAVE
LEIGHTON PAISNER **BLP**

Bryan Cave Leighton Paisner LLP
Governor's House 5 Laurence Pountney Hill London EC4R 0BR
Tel: +44 20 3400 1000 Fax: +44 20 3400 1111

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Subject:

FW: QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2

From: QB Judges Listing Office <QBJudgesListingOffice@Justice.gov.uk>

Sent: 04 August 2022 13:48

Subject: RE: QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2

Dear [REDACTED]

The injunction application has been listed for 5th October 2022 for 1 hour before a High Court Judge.

The Judge and the time of the hearing will be confirmed the working day before.

Please ensure all parties are informed of the hearing date.

Regards


Rupkiran Bhamra (Mon-Fri 7am-2:30pm)

Queen's Bench Listing Team Leader, Room E03

Queen's Bench Division | HMCTS | Royal Courts of Justice | Strand, London | WC2A 2LL

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Charles Stewart Mann
Bryan Cave Leighton Paisner LLP

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Matter View - 2034073.000039 - Queen's Bench Claims (QBD)

Case Information

Case Number	QB-2022-001952	Court Level	Queen's Bench Division (London Only)
Case Title		Court	Queen's Bench Claims (QBD)
Case Type	Tort - other than personal injury - Pre-action Application - Before Judge - Injunction	Judge	Fontaine, Senior Master
Filed Date	21-06-2022	Next Hearing	
Status	Open		

Matter Details

Legal Organisation	Bryan Cave Leighton Paisner LLP	Matter Number	2034073.000039	Edit
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Matter Filings

Filing Type	Status	Submitted #	Submitted By	Approved Date
Filing - Pre-Action Application (Without Notice)	Approved	927771655825340831	Mr Joseph Tyler	22-06-2022 01:20 PM
Filing - Letter from Claimant	Approved	927771660756949912	Mr Joseph Tyler	18-08-2022 10:04 AM

Matter Sharing

Name	E-mail	Address	Active	
Mann, Charles Stewart	charles.mann@bclplaw.com	Governor's House 5 Laurence Pountney Hill London EC4R 0BR	Y	✕
Spencer, Philip	phil.spencer@bclplaw.com	Adelaide House London Bridge London EC4R 9HA	Y	✕
Tyler, JosephMr	joseph.tyler@bclplaw.com	Governor's House 5 Laurence Pountney Hill London EC4R 0BR	Y	✕

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Case Information

Court

Queen's Bench Claims (QBD)

Case

QB-2022-001952

Class

Tort - other than personal injury - Pre-action Application - Before Judge - Injunction

Short Title

Status

Open

Matter

2034073.000039

Filing Information

Court

Queen's Bench Claims (QBD)

Class

Tort - other than personal injury - Pre-action Application - Before Judge - Injunction

Type

Filing - Letter from Claimant

Matter

2034073.000039

Associated Filings

Filing - Letter from Claimant

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Filing Summary

Case Details

Court

Queen's Bench Claims (QBD)

Case Category

Tort - other than personal injury

Case Type

Pre-action Application - Before Judge

Case Subtype

Injunction

Filing Information

Type

Filing - Letter from Claimant

Filing Comments

Letter from BCLP (on behalf of the Claimants) to the Court.

Documents

Name	Request Confidential	Confidential Reason	Comments
2022 08 17 - Letter from BCLP to the Court - QB-2022-001952.pdf			

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Date: 17 August 2022
Our Ref.: PSPE/OTG/2034073.000039
Your Ref.: QB-2022-001952
Direct Dial: +44 20 3400 3119
Email: phil.spencer@bclplaw.com

Queen's Bench Division of the High Court
The Royal Courts of Justice
Strand
London
WC2A 2LL

By CE-FILE

Dear Sirs

Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 Limited (the "Claimants")

Claim no. QB-2022-001952 (the "Proceedings")

We act for the Claimants in the Proceedings.

On 4 August 2022, the Court's Clerks kindly confirmed that the Claimants' injunction application had been assigned the above claim number and listed for a one hour hearing on Wednesday 5 October 2022 before a High Court Judge.

However, we are yet to be able to see any sealed documents via CE-File (and no hard copy sealed documents have been received either). The Claimants would like to attempt to give at least informal notice of the hearing to the named Defendants, if possible, and to supply them with sealed documents.

Accordingly, we respectfully ask whether the Clerks may be able to clarify when sealed documents will be made available. We thank the Court and the Clerks in advance for their assistance in this regard.

Should the Court have any questions, please kindly contact phil.spencer@bclplaw.com and joseph.tyler@bclplaw.com of this firm.

Yours faithfully



Bryan Cave Leighton Paisner LLP



Maria Silva

From: Charles Mann
Sent: 26 September 2022 15:19
To: Maria Silva
Subject: second 13
Attachments: 2022 08 17 - Letter from BCLP to the Court - QB-2022-001952(218692307.1).pdf



CHARLES MANN
Trainee Solicitor
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From: Charles Mann
Sent: 15 September 2022 19:14
To: 'kbenquiries@justice.gov.uk' <kbenquiries@justice.gov.uk>
Cc: Phil Spencer <Phil.Spencer@bclplaw.com>
Subject: FW: Pre-action - missing sealed documents - QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 [BCLP-LEGAL.2034073.000039.FID2654680]

Dear Sirs,

We have been directed to you by the team leader at the King's Bench Judges Listing Office (please see email below).

We write regarding a claim with reference QB-2022-001952.

We are yet to be able to see sealed documents, such as the claim form, and the claim is listed for a one hour hearing on 5 October 2022.

We have filed the attached letter via CE-File, and attach here in case you are able to assist, which sets this out in fuller terms.

Would you be able to assist us please? As noted in our letter, we would like to bring the claim to the attention of the named Defendants if possible and the hearing is now not very long away. We thank you in advance for any assistance.

Kind regards,

Charles



CHARLES MANN
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From: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>
Sent: 15 September 2022 11:29
To: Phil Spencer <Phil.Spencer@bclplaw.com>; Charles Mann <Charles.Mann@bclplaw.com>

Subject: RE: Pre-action - missing sealed documents - QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 [BCLP-LEGAL.2034073.000039.FID2654680]

Dear Sirs

For claim form you will need to contact the KB Issues and Enquires team on kgenquiries@justice.gov.uk.

Regards

Rupkiran Bhamra (Mon-Fri 7am-2:30pm)


Team Leader

King's Bench Judges Listing Office, Room E03

King's Bench Division | HMCTS | Royal Courts of Justice | Strand, London | WC2A 2LL

Phone: 020 3936 8957

Web: www.gov.uk/hmcts

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From: Phil Spencer <Phil.Spencer@bclplaw.com>

Sent: 15 September 2022 11:25

To: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>; Charles Mann <Charles.Mann@bclplaw.com>

Subject: RE: Pre-action - missing sealed documents - QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 [BCLP-LEGAL.2034073.000039.FID2654680]

Dear Rupkiran

Many thanks for your rapid reply. We can see the sealed application notice on CE-File, but not sealed copies of any other documents (e.g. claim form). As my colleague noted below, we would like to try and bring all of these to the attention of the named Defendants before the hearing if we can.

Should the other sealed documents be accessible on CE-File too?

Thank you again for your assistance.

Kind regards

Phil



PHIL SPENCER

Associate

BRYAN CAVE LEIGHTON PAISNER LLP - London, UK

phil.spencer@bclplaw.com

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From: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>

Sent: 15 September 2022 11:05

To: Charles Mann <Charles.Mann@bclplaw.com>

Cc: Phil Spencer <Phil.Spencer@bclplaw.com>

Subject: RE: Pre-action - missing sealed documents - QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 [BCLP-LEGAL.2034073.000039.FID2654680]

Dear Sirs

The sealed application can be accessed via ce-file.

Regards

Rupkiran Bhamra (Mon-Fri 7am-2:30pm)


Team Leader

King's Bench Judges Listing Office, Room E03

King's Bench Division | HMCTS | Royal Courts of Justice | Strand, London | WC2A 2LL

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From: Charles Mann <Charles.Mann@bclplaw.com>

Sent: 15 September 2022 10:56

To: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>

Cc: Phil Spencer <Phil.Spencer@bclplaw.com>

Subject: Pre-action - missing sealed documents - QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 [BCLP-LEGAL.2034073.000039.FID2654680]

Dear Sirs,

I write regarding a claim with reference QB-2022-001952.

We are yet to be able to see sealed documents and the claim is listed for a one hour hearing on 5 October 2022. I spoke to Mary on 0203 936 8957 who kindly suggested I email using this address to resolve this.

We have filed the attached letter via CE-File, and attach here in case you are able to assist, which sets this out in fuller terms.

Would you be able to assist us please? As noted in our letter, we would like to bring the claim to the attention of the named Defendants if possible and the hearing is now not very long away. We thank you in advance for any assistance.

Kind regards,

Charles



CHARLES MANN

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charles.mann@bclplaw.com

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From: EVES, JONATHAN <JONATHAN.EVES@justice.gov.uk>
Sent: 13 September 2022 14:38
To: Charles Mann <Charles.Mann@bclplaw.com>
Cc: Phil Spencer <Phil.Spencer@bclplaw.com>
Subject: RE: QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 [BCLP-LEGAL.2034073.000039.FID2654680]

Dear Mr Mann

You asked for your Application to be heard by a Judge and as matters to do with Injunctions are dealt with by Judges, I emailed it over to the Judges Listing team, on the 4.8.22, for them to deal with. (I am in Masters Listing, not Judges Listing)

If you have not had a response, please email them at:- KBJudgesListingOffice@Justice.gov.uk or call them on 0203 936 8957 and choose option 5.

Yours sincerely

Jonathan Eves

Clerk to Senior Master Fontaine

KB Masters' Listing Section | HMCTS | Royal Courts of Justice | Strand, London | WC2A 2LL

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From: Charles Mann <Charles.Mann@bclplaw.com>
Sent: 13 September 2022 13:43
To: EVES, JONATHAN <JONATHAN.EVES@justice.gov.uk>
Cc: Phil Spencer <Phil.Spencer@bclplaw.com>
Subject: QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 [BCLP-LEGAL.2034073.000039.FID2654680]

Dear Jonathan,

I hope you are well.

I spoke to someone today using the King's Bench Division general enquiries number, who suggested that I contact you regarding this claim: QB-2022-001952.

In summary, we are yet to be able to see sealed documents and the claim is listed for a one hour hearing on 5 October 2022. According to the person I spoke to, this is due to the hearing being listed as private and we are unsure why.

We have filed the attached letter via CE-File, and attach here in case you are able to assist, which sets this out in fuller terms.

Would you be able to assist us please? As noted in our letter, we would like to bring the claim to the attention of the named Defendants if possible and the hearing is now not very long away. We thank you in advance for any assistance.

Kind regards,

Charles



CHARLES MANN

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From: QB Issue & Enquiries <QBEnquiries@Justice.gov.uk>

Sent: 07 September 2022 15:53

To: Joseph Tyler <Joseph.Tyler@bclplaw.com>

Cc: QB Judges Listing Office <QBJudgesListingOffice@Justice.gov.uk>

Subject: FW: QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 [BCLP-LEGAL.2034073.000039.FID2654680]

Dear Sir,

Thank you for your email. I have copied this to QB Judges Listing department.

Kind regards,

Lola Ajayi

QB Issue & Enquiries and Enforcement Office | HMCTS | Royal Courts of Justice | Strand, London | WC2A 2LL

Phone: 0203 936 8957

Web: www.gov.uk/hmcts

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- paying court fees on-line.

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Please refer to Practice Direction 51O of the Civil Procedure rules.

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<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personal-information-charter>

From: Joseph Tyler <Joseph.Tyler@bclplaw.com>
Sent: 17 August 2022 18:32
To: QB Issue & Enquiries <QBEnquiries@Justice.gov.uk>
Cc: Phil Spencer <Phil.Spencer@bclplaw.com>
Subject: QB-2022-001952 - Almacantar Centre Point Nominee 1 Limited and Almacantar Centre Point Nominee 2 [BCLP-LEGAL.2034073.000039.FID2654680]

Dear Sirs

We have filed the attached letter via CE-File, but attach again here in case you are able to assist.

Many thanks in advance for your assistance.

Yours faithfully

Bryan Cave Leighton Paisner LLP



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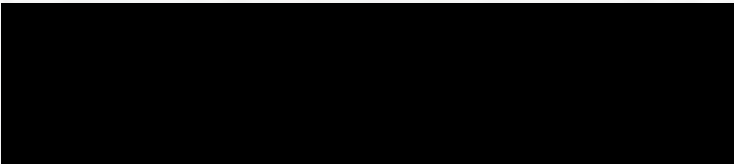
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Owen Reece and Owen Reece
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Alex Farrell
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Application notice

101 App-4-2020-01-01 (101 App-4-2020-01-01)

101 App-4-2020-01-01 (101 App-4-2020-01-01)

101 App-4-2020-01-01



1. Name of the person to whom the application is made (if any)

2. Name of the person to whom the application is made (if any)

3. Name of the person to whom the application is made (if any)

4. Name of the person to whom the application is made (if any)

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Professor of Chemistry, University of Florida

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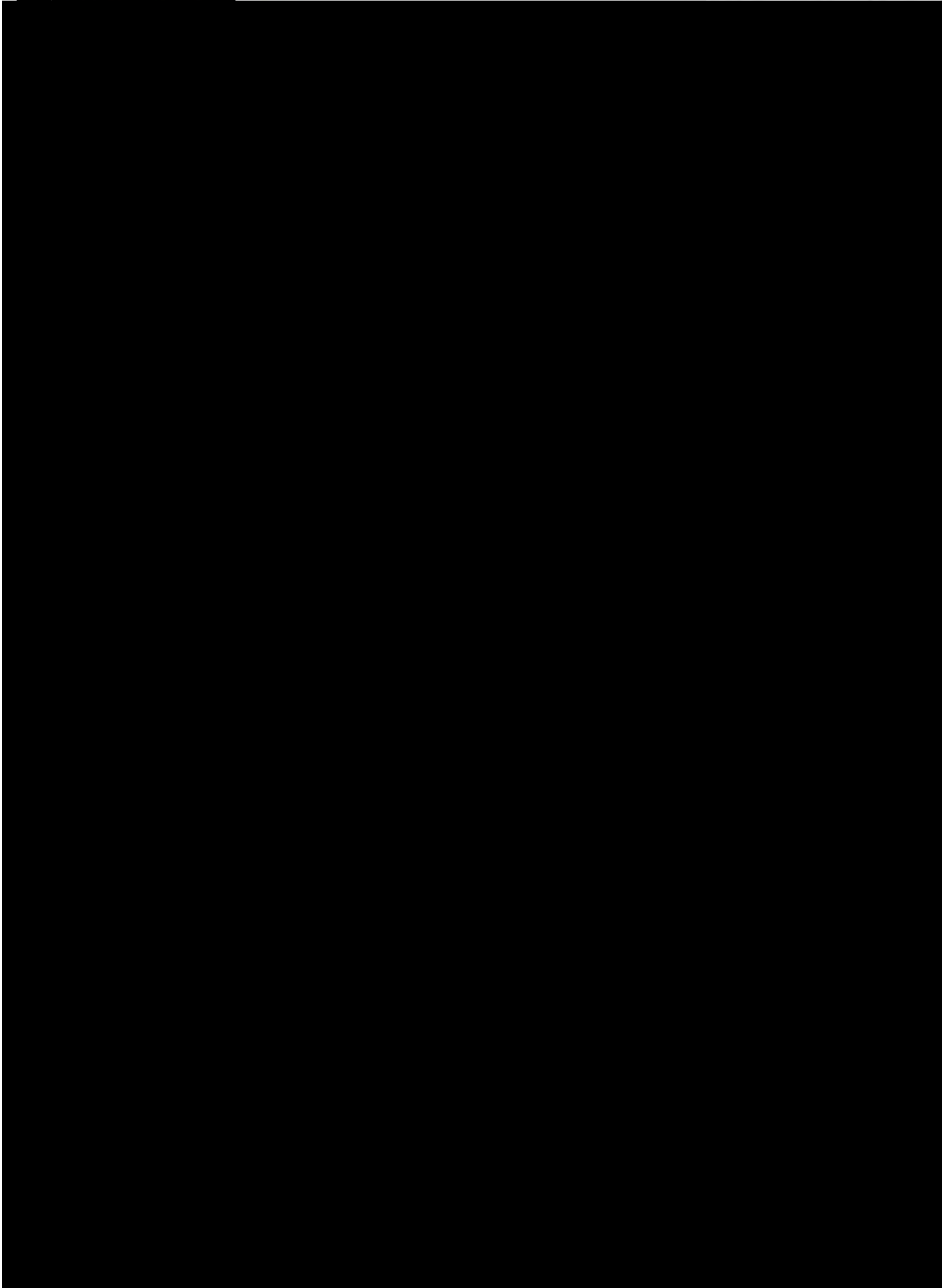
1. *Journal of the American Medical Association*, 281:1321-1325, 1999.

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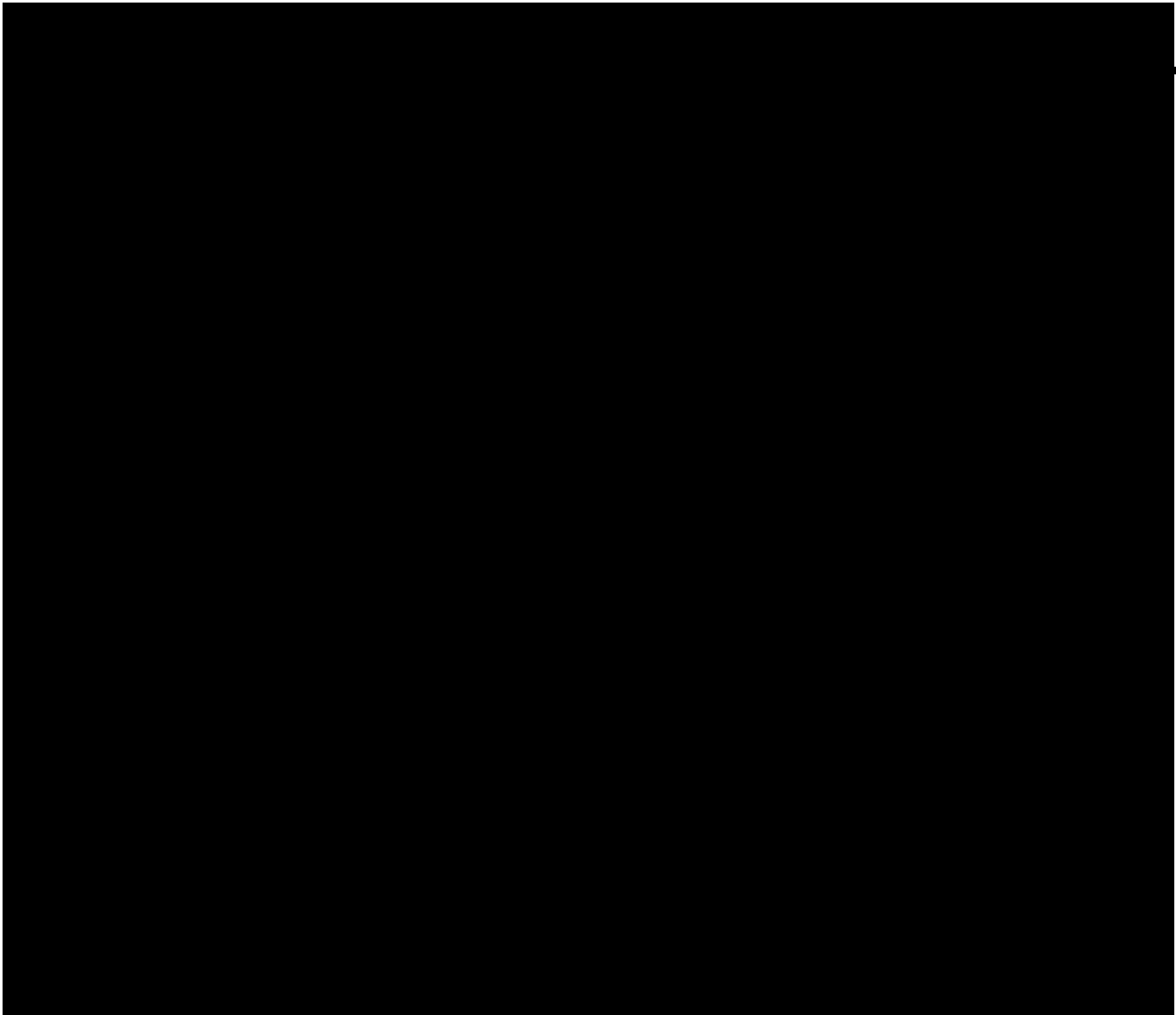
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Message...





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