# **Lead up Notes**

**17/10/2016** A letter got sent backdating to the 06/08/2016 Mathiyalagans

**20/10/2016**

**The 1st Injunction Order / Lemmy / pub Book Issue: 1!**

**B:** Markandu Council History / Tel/Updated Complaint / **Address of 117 /**

**Page Numbers:**  40,41,42,43,44,45

**41**

**B.**

**20/10/2016:**

**Tenants off 117 Complainant the Mathiyalagan Family”**

Response sent to Members Enquiry - no prior reports received from Complainant - may have been reporting to Waltham Forest District Council? Contact information requested for complainant in order to investigate further. Contact number subsequently provided.

Stain

***On 31/10/2016*** *telephone call received from another resident on behalf of Complainant* ***C****. He alleged that Complainant C's neighbour,*

**11/11/2016 Made up and backdated offences.**

|  |  |
| --- | --- |
| **Name** | Sarah Fletcher Math Interview |
| **Address** |  |
| **Dates of living in residence** |  |
| **Page Number and Title** | Book??????????????????????Page Numbers: 117,118,119 |
| **Date** | **Incident Logs** | **Facts** | **Si Note:** |
| **E:** **11/11/2016** |  |  |  |
| **E1:** **06/08/2016** |  |  | **17/10/2016** A letter got sent backdating to the **06/08/2016** |
| **E2:** 27/09/2016 |  |  |  |
| **E3:** 28/09/2016 |  |  |  |
| **E4:** 08/08/2016 |  |  |  |
| **E5:** 16/10/2016 |  |  |  |
| **E6:** 12/08/2016 |  |  |  |
| **The Enfield Gov / Email’s Issue:****Made up on the** 17/10/**2016** by a Letter sent, not the 11/11/**2016** first interview and statement with Sarah Fletcher **“Really said by Mathiyalagan”** / Page Numbers:Mathiyalagan paperwork: -- “**Interview Civic Centre**”Pleases sees attached notes of interview – The complainant is really frightened for his family. Mr. Cordell is very aggressive- and has previously kicked him in the nose/face and threatened to hit him with a piece of wood: his wife is so scared that she accompanies him to work and waits in the car with their daughter for his shifts. Interview Complainant interviewed the Complainant. He reported that the issues have been ongoing for about l8 months (He, his wife and daughter have lived on Burncroft Avenue in temporary accommodation provided by Waltham Forest DC for 2.5yrs.) Please see attached notes of the interview - the complainant is really frightening for his family - Mr Cordell is very aggressive and has previously kicked him in the nose/face and threatened to hit him with a piece of wood; his wife is so scared that she accompanies him to work and waits in the car with their daughter for his shifts.**Name Of interviewer(s) Sarah Flexure****Start Time** l0:05 am**End Time** 11:15am**Location;** the Green Tower, Meeting Room!I interviewed the Complainant. He reported that the issues have been ongoing for about 18 months, He, his wife and daughter have lived at Burncroft Avenue in temporary accommodation provided Waltham Forest DC for 2.5yrs). **Mathiyalagan paperwork:** interview Complainant interviewed the Complainant.**Please see attached notes of the interview -****1.** He reported that the issues have been ongoing for about l8 months **2.** (He, his wife and daughter have lived on Burncroft Avenue in temporary accommodation provided by Waltham Forest DC for 2.5yrs.)**3.** The complainant is really frightening for his family**4.** Mr Cordell is very aggressive**5.** Mr Cordell has previously kicked him in the nose/face and threatened to hit him with a piece of wood. **6.** His wife is so scared that she accompanies him to work and waits in the car with their daughter for his shifts.**Name Of interviewer(s) Sarah Flexure****Start Time:** l0:05am**End Time:** 11:15am**Location:** Green Tower Meeting Room.Resides at 117 Burncroft Avenue – placed by Waltham Forest District Council (Temp Accommodation) – Has lived there for 2.5 Years Household: Mr + Miss Mathiyalagan + 2-year-old daughter. Complaint **re:** Mr Cordell, 109 Burncroft Avenue has been expressing issues for about 18 months. Mr Mathiyalagan was approached by Mr Cordell asking him to write a letter of support in relation to a problem he was having with the lady who use to live at 113 Burncroft Avenue. M r Mathiyalagan told Mr Cordell that he did not wish to get involved as he has not had problems with the lady that lived at 113 (this lady moved out earlier this year) Since then Mr Cordell has made living in this block difficult for Mr Mathiyalagan’s family.**Incidents include:**Threating / intimidating behaviour – aggressively demanding money1. **(06/08/2016 – 6pm)**
2. **(27/09/2016 – 11.45)**
3. **(28/09/2016 – 5:30pm)**

This is just a few of the familyMr Mathiyalagan tries to be quite / despite adding / no carpet1. No complaints from 113 **(New resident since summer 2016: Young Man)**

Constantly going on about noise Tyres slashed on car (all 4)Living in fear – wife + child(When Mathiyalagan goes out to work Hoddison work they are freighted to stay at home so accompany him and stay in the car)1. Damage fuse box resulting in no electric **(08/08/2016)**

Suspect that Mr Cordell uses drugs / possible Mental Health issues.Physically threatened with a piece of wood.Have reported all of the issues to the police.Have tried to report the problem to Waltham Forest District Council (Jabin, Kehandle, Ibrahim”)Temp accommodation Team.**End** |
| **End** |

**Stage 4**

**The Enfield Councils History FOI Indexed**

**Stage 4**

Please reply to: Geoffrey Mann

Geoffrey Mann Neighbourhood Manager

**Page Number:** 27,28,29,30,

**22/12/2016**

**27,**

22nd December **2016**

24th November **2016**

24th November **2016**

5th December **2016**

8th December **2016**

4th August **2015**

18th November **2016**

25th November **2016**

29th November **2016**

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| **The Enfield Councils History****FOI Indexed** |
| **ENFIELD****Connected****Please reply to** Geoffrey MannMs Lorraine Cordell Sent via EmailE-mail: geoffrey.mann@enfield.gov.ukMy Ref: COM 1885 Your Ref:**Date:** **22nd December 2016**Dear Ms Cordell,**Re:** Mr Simon Cordell -109 Burncroft Avenue - COM 1885.I write with reference to your letters of complaint dated **24th November 2016** copies of which were received via email on **24th November 2016**, **5th December 2016** and **8th December 2016.**I will respond to the issues you raised as follows.**1.** Anti-Social Behaviour OrderWe are aware that the police applied for an Anti-Social Behaviour Order (ASBO) which was granted on **4th August 2015** against your son in relation to activities that cations away from Burncroft Avenue. We are aware that your son is appealing against the ASBO and we are therefore unable to comment further.**2.** CCTVWe can confirm that a letter was sent to your son by Sarah Fletcher, Neighbourhood Officer on **18th November 2016** giving him until **25th November 2016 to** remove the CCTV that he had installed on the internal communal door leading to flats 109 and 111 Burncroft Avenue and facing towards the main door of the block. We can also confirm that another letter was sent to him on **29th November 2016** by Lemmy Nwabuisi, Anti-Social Behaviour Officer in relation to complaints received from your son’s neighbours concerning the CCTV. This matterEQUALITYEnvironmentEnfield CouncilCivic Centre, Silver StreetFRAMEWORK FOR LOCALGOVERNMENTEnfield EN13XYEXCELLENTWebsite: [www.enfield.gov.uk](http://www.enfield.gov.uk) |

**28,**

4h August **2015**

20h August **2015**

26h January **2016**

4th August **2015**

 4th October **2016**

14th August **2016**

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| **The Enfield Councils History****FOI Indexed** |
| concerns a breach of tenancy conditions and will be addressed separately from this complaint.**3. Allegations of Anti-Social Behaviour**You referred to alleged issues that your son was having with his neighbours; however, you' did not specify which neighbours and or provide a specific time frame when these complaints were made. We have checked our records since **4h August 2015** and found two records of telephone complaints received from your son. One on **20h August 2015** and again on **26h January 2016** which related to noise and the issues he was having with a neighbour. These concerns were dealt with at the time by relevant officers.We note your comment that your son has been a tenant for many years and that there have been no complaints about him until the publication of the ASBO against him on **4th August 2015**. However, our records show that since your son’s tenancy began on 14th August 2006, there has been at least one previous complaint against your son from another neighbour prior to the ASBO.We are aware of the alleged incident that happened on **4th October 2016** as this was reported to us and this will be addressed separately as part of ongoing Anti-Social Behaviour investigations.We note your comments regarding the police and must advise that you take up any issues with the Independent Police Complaints Commission. We also note your comment regarding an alleged incident on **14th August 2016.** This was not reported to the Council and should be a matter for the police. We note your comment that your son is scared to go home due to the alleged issues with his neighbours.Regarding the allegations of ASB against your son and the issues regarding his dog, we note your comment that you do not think it is justified to attend the meeting with Lemmy Nwabuisi prior to your formal complaint being addressed. We note your comment that you have been advised by a solicitor to wait for the SAR. We also note your comments |

**29,**

29th November **2016**

21 November **2016**

November **2016**

|  |
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| **The Enfield Councils History****FOI Indexed** |
| in relation to the letter sent by Lemmy Nwabuisi on **29th November 2016** regarding reports of anti-social behaviour made against your son by his neighbours and that you will address these once the SAR is received. Please note that these allegations are serious breaches of tenancy conditions and will be addressed separately as part of an ongoing investigation. We have attempted to meet with your son to discuss the allegations made against him and give him the opportunity to respond. It is important that these issues are addressed and another meeting will be arranged to facilitate this in due course.* **Subject Access Request (SAR)**

The SAR that you have submitted is being responded to separately in accordance with required timescales.* **Communications**

We are aware that you left messages for Sarah Fletcher on three occasions between 16 and **21 November 2016** and she was not available at these times. We confirm that she spoke directly with Mr Simon Cordell by telephone on **22nd November 2016.*** **Housing Options**

As a single resident living in a one-bedroom property, the Council considers that your; son is suitably housed. We do not have sufficient evidence in relation to your son's allegations of anti-social behaviour against his neighbours to be able to refer him for a transfer on the housing register.He can make an online application himself to be placed on the housing register by visiting the Council Housing pages of the Enfield Council website at www.enfield.Gov.uk. His eligibility for transfer will then be assessed by the Housing Options team in accordance with Council policy and they will advise whether his application is accepted.Alternative options to move are available to him through the mutual exchange scheme, where tenants are able to swap their home with another tenant, and the fresh start scheme, where tenants can be supported in moving to a private rented home. Further information can be found online using the URLs below: |

**30,**

3rd January **2017**

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| **The Enfield Councils History****FOI Indexed** |
| www.homeswapper.co.uk.[https://www.enfield.Gov.uk/forms/form/203/fresh start scheme.](https://www.enfield.Gov.uk/forms/form/203/fresh%20start%20scheme.)**If you wish to discuss this matter please do not hesitate to contact me. Please note that I away from the office and will be returning on Tuesday 3rd January 2017.**Yours SincerelyGeoffrey Mann Neighbourhood ManagerIMPORTANT - Enfield residents should register for an online Enfield Connected account. Enfield Connected puts manyCouncil services in one place, speeds up your payments and saves you time - to set up your account today go to[**www.enfleld.gov.uk/connected**](http://www.enfleld.gov.uk/connected) |

**24/01/2017:** On the 24/01/**2017** My mother had requested my personal Data held about myself on the Enfield Councils computer system and so on to delivered to ourselves and this is the date that the information got taken out of there computer systems.

**SHOW ALLEGATIONS,** “The First 12 Given by the Enfield Council”

**Complainant A = Mathiyalagans 117 Burncroft Ave**

1. A

**Complainant B = George Quinton 113 Burncroft Ave**

1. A

**Complainant C = Stain Curtis 111 Burncroft Ave**

1. A

**Evidence:** **Exhibit** **1 / 10/02/2017**.

**The Enfield Gov / Email’s Issue: 04**

Lemmy Nwabuisi FW Anti-Social Behavior Allegations against Mr. Simon Cordell

**/ Page Numbers:** 2901,2902,2903,2904,2905,

**From:** Lemmy Nwabuisi [[Lemmy.NWABUISI@enfield.gov.uk](http://lemmy.nwabuisi@enfield.gov.uk)]

**Sent:** 10 February **2017** 16:01

**To:** Lorraine Cordell

**Subject: RE:** Antisocial Behaviour Allegations against Mr. Simon Cordell **[SEC=OFFICIAL]**

**Classification:** OFFICIAL

Dear Ms Cordell,

Please see below as requested the details of recent allegations made against Mr. Simon Cordell. I have listed the complainants as **Complainant A**, B and C.

1. On **6th August 2016** **Complainant A** reported that Simon Cordell, his neighbor at flat 109 is threatening him and his wife and aggressively demanding money from him. He alleged that Mr. Cordell called his wife ‘a bitch’ and tried to stop him from going up the stairs to his flat. He also alleged that in **July 2016**, someone used a knife to puncture his tires, all **4** of them, that he believes that the tires were slashed by Simon, that although he did not see Simon do it, but he was quite certain that it was him. He also alleged that Mr. Cordell damaged the lock to his electric cupboard and removed his fuse box resulting in no electricity.
2. On **5th October 2016** **Complainant B** reported that Mr. Cordell has been harassing him for a while in relation to alleged noise disturbances from his flat. He alleged that the previous day on **4/10/16,** Simon was banging on his ceiling and later came upstairs and started kicking his door and shouting aggressively. He alleged that Simon then went downstairs dragged his motorbike from where he parked it and started smashing it up. He then called the police. He also stated that Mr. Cordell had previously slashed his motorbike tires with a knife, that he did not report it as he did not see him do it.
3. On **31st October 2016** telephone call received from another resident on behalf of **Complainant C**. He alleged that **Complainant C**’s neighbor, Simon was using threatening, abusive and insulting words towards **Complainant C**. He stated that he witnessed an incident that happened in **September 2016** outside the block when Simon shouted abuse at **Complainant C** and made threats towards him.
4. On **4th November 2016** met with **Complainant C** to discuss his concerns following the report from another resident. He stated the first incident happened sometime in **July 2016**, that he cannot remember the exact date. He alleged that he was approached by Mr. Cordell as he came out of his front door, and he started shouting abuse at him and threatened to burn down his flat. He alleged that the second incident happened in **September 2016.** He stated that he was on his way to meet a friend when Mr. Cordell came at him ‘ranting and raving’ and said to him ‘I can get you over at the park, I know you go for a walk’. He stated that two other neighbours witnessed the incident and that one of them told Mr. Cordell to leave him alone. **Complainant C** also complained that Mr. Cordell have installed a CCTV on the internal communal door and that he believes that he is monitoring his every move. He asked that the camera be removed as it is making him to feel very nervous, vulnerable, and uncomfortable and is an invasion of his privacy.
5. On **11th November 2016** the Neighborhood Officer met with **Complainant A** to discuss his allegations against Mr. Cordell. He stated that some of the recent incidents happened on **6/8/16** at 6pm, **27/9/16** at 11.45pm and **28/9/16** at 5.30pm. He stated that the incidents include, threatening behavior, intimidation, and aggressively demanding money. He alleged that Mr. Cordell has physically threatened him in the past with a piece of wood. He also alleged that Mr. Cordell has a big dog that always barks when someone comes into the block. He complained that Mr. Cordell has a camera in the internal communal door facing the main entrance door to the block. He stated that he believes that Mr. Cordell is using the camera to monitor when people come in or out of the block and that it makes him

**2902,**

very uncomfortable and requested for the camera to be removed.

1. On **8/12/16** **Complainant A** reported that Mr. Cordell came and banged on his front door, shouted abuse and threats at him and accused him of making noise.
2. On **12/12/16 Complainant B** reported that on **11/12/16**, Mr. Cordell came and banged on his front door on three different occasions and accused him of banging on the pipes. He alleged that he also shouted abuse and threats at him.
3. On **14/12/16** **Complainant C** reported that one of his neighbours visited him and as she rang his doorbell Mr. Cordell came out of his flat and started shouting abuse at her. He also alleged that Mr. Cordell shouted that he would take some action when his **ASBO** expires.
4. On **23/12/16 Complainant A** reported that his wife was at home alone with their child between 3.45pm when Mr. Cordell came and knocked on his front door, started to shout abuse and asked his wife to go in the bathroom and turn off the tap. He also alleged that Mr. Cordell later removed his electricity fuse thereby cutting their power supply.
5. On **10/01/2017** **Complainant A** telephoned to report that on **26/12/16** at about 12 to 1pm he was going out with his family when Mr. Cordell ran up the stairs with a towel round his waist and started shouting abuse and threats at him and his wife. He alleged that Mr. Cordell accused him of tampering with his water supply and tried to stop them from leaving the block. He also stated that on 3/1/17 at 10.47pm, he was coming back from a family outing and as soon as they entered the block, Mr. Cordell came out of his flat and started shouting abuse and threats at him.
6. On **23/1/17 Complainant A** reported an incident that occurred at 6.24pm on **21/1/17**. He alleged that his wife was at home with their child when Mr. Cordell come and started banging on his front door, shouted abuse and threats and accused them of making noise.
7. On **1st February 2017** **Complainant A** reported an incident that occurred at 5.10pm on **31/1/17.** He alleged that his wife was alone with his child at home when Mr. Cordell came and banged on his door and started shouting abuse and threats and accused them of banging on the floor. I will write to Mr. Cordell next week to arrange for him to meet with me and another colleague at the Civic Centre to discuss the allegations made against him.

Kind Regards

Lemmy Nwabuisi

Anti‐Social Behaviour Team

Community Safety Unit

Environmental & Community Safety

B Block North

Civic Centre

Enfield

EN1 3XA

**Tel:** 020 8379 5354

**SHOW ALLEGATIONS The 1st Possession Order Start.** “12 to 31 know extra complaints beforehand!”

**Evidence:** **Exhibit** **8 / 19/06/2017**.

**The Enfield Gov / Email’s Issue: 04**

**Page Numbers:**

929,930,931,932,933,

934,935,936,937,938,

939,940

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Please reply **to:** Lemmy Nwabuisi

Anti-Social Behaviour Team Community Safety Unit

B Block North

Civic Centre

Enfield

EN1 3XA

**Date: 19/07/2017**

Dear Mr Cordell,

1. Notice of Seeking Possession - without prejudice
2. It has come to our attention that you have breached several terms and conditions of your tenancy by causing nuisance, harassment and anti-social behaviour to your neighbours and Enfield Council employees.
3. Enfield Council takes all acts of anti-social behaviour very seriously. Consequently, we have no alternative but to serve you with the enclosed Notice of Seeking Possession.
4. You have breached your tenancy agreement by committing an act of anti-social behaviour.
5. T**he Notice is the first step towards repossessing your home.** It is valid for twelve months and Enfield Council will commence legal action to repossess your home any time within this period if further substantiated allegation of breach of your tenancy conditions is made against you.
6. You may wish to seek legal advice from a solicitor or your local Citizens Advice Bureau for free and confidential advice from an organisation that is completely independent (1t from Enfield Council.
7. Please contact me on that above telephone number· if you wish to discuss \_this further.

Yours Sincerely

Lemmy Nwabuisi ASB Team

Please reply **to:** Lemmy Nwabuisi

Anti-Social Behaviour Team
Community Safety Unit
B Block North
Civic Centre
Enfield
EN1 3XA

E-mail: lemmy.nwabuisi@enfield.gov.uk
My Ref:

Your Ref:

**Date: 19/07/2017**

Dear Mr Cordell,

1. Notice of Seeking Possession - without prejudice
2. It has come to our attention that you have breached several terms and conditions of your tenancy by causing nuisance, harassment and anti-social behaviour to your neighbours and Enfield Council employees.
3. Enfield Council takes all acts of anti-social behaviour very seriously. Consequently, we have no alternative but to serve you with the enclosed Notice of Seeking Possession.
4. You have breached your tenancy agreement by committing an act of anti-social behaviour.
5. The Notice is the first step towards repossessing your home. It is valid for twelve months and Enfield Council will commence legal action to repossess your home any time within this period if further substantiated allegation of breach of your tenancy conditions is made against you.
6. You may wish to seek legal advice from a solicitor or your local Citizens Advice Bureau for free and confidential advice from an organisation that is completely independent from Enfield Council.
7. Please contact me on that above telephone number if you wish to discuss this further.

Yours Sincerely

Lemmy Nwabuisi ASB Team

**LONDON BOROUGH OF ENFIELD
Housing Department PO. Box No. 60, Civic Centre, Enfield**

**NOTICE OF SEEKING POSSESSION**

**HOUSING ACT 1985 - SECTION 83**

**THIS NOTICE IS THE FIRST STEP TOWARDS REQUIRING YOU TO GIVE UP
POSSESSION OF YOUR DWELLING. YOU SHOULD READ IT AND ALL THE**

**NOTES VERY CAREFULLY.**

**To:** Mr Simon Cordell

**NOTES TO PARAGRAPH 1**

1. If you need advice about this Notice, and what you should do about it, take it as quickly as possible to a Citizens’ Advice Bureau, a Housing Aid Centre, or a Law Centre, or to a Solicitor. You may be able to receive Legal Aid, but this will depend on your personal circumstances.
2. The Landlord, the Mayor and Burgesses of the London Borough of Enfield intends to apply to the Court for an order requiring you to give up possession of:
3. 109 Burncroft Avenue, Enfield, Middlesex, EN3 7JQ

**NOTES TO PARAGRAPH 2**

1. If you are a secure tenant under the Housing Act 1985, you can only be required to leave your dwelling if your landlord obtains an order for possession from the Court. The order must be based on one of the Grounds, which are set out in the 1985 Act (see paragraphs 3 and 4 below).
2. If you are willing to give up possession without a Court order, you should notify the person who signed this Notice as soon as possible and say when you would leave.
3. Possession will be sought on Grounds 1 & 2 of Schedule 2 to the Housing Act 1985, which read:

**Ground 1**

1. Rent lawfully due from the tenant has not been paid or an obligation of the tenancy has been broken or not performed.

**Ground 2**

1. The tenant or a person residing in or visiting the dwelling-house -
2. has been guilty of conduct causing or likely to cause harassment, alarm or distress to a person residing, visiting or otherwise engaging in unlawful activity in the locality, or
3. (aa) has been guilty of conduct causing or likely to cause a nuisance or annoyance to the landlord of the dwelling-house, or a person employed (whether or not by the landlord) in connection with the landlord’s housing management functions, and that is directly or indirectly related to or affects those functions, or has been convicted of - using the dwelling-house or allowing it to be used for immoral or illegal purposes, or an indictable offence committed in, or in the locality of, the dwelling-house.

**NOTES TO PARAGRAPH 3**

1. Whatever Grounds for possession are set out in paragraph 3 of this Notice, the Court may allow any of the other Grounds to be added at a later stage. If this is done, you will be told about it so you can argue at the hearing in Court about the new Ground, as well as the Grounds set out in paragraph 3, if you want to.
2. The reasons for taking this action are: -
3. You have failed to comply with the following obligations of your tenancy agreement which commenced on 14th August 2006.
4. The relevant conditions of the tenancy agreement are as follows:

**As to Ground 2** **Condition 9**

1. You, the tenant, are responsible for the behaviour anyone, including your children, living in or visiting your home. This means at you must ensure that they do not act in breach of any of these conditions Also, you must not encourage them to act in such a way. This applies in the property, in communal and surrounding areas, any property belonging to the council and or\* anywhere within Enfield borough.”

**Condition 10**

1. “You must not act in any way which causes, or is likely cause, a nuisance or annoyance or is anti-social.”

**Condition 21**

1. “You must not abuse, harass, make offensive comments and/or malicious allegations, use or threaten to use violence against any of our officers or agents, or against a councillor. This applies at any time and in any place. We may report the matter to the Police.”

**As to Ground 1 Condition 31**

1. “You must take care not to cause damage to your property or the property of your neighbours.”

**Condition 33**

1. “You must keep the inside of your property clean and in reasonable decorative order.”

**Condition 34**

1. “You must not use the property in any way that may cause a health or safety hazard or encourage vermin and/or pests (for example, by hoarding items inappropriately).”

**Condition 44**

1. “You must obtain our prior written permission before carrying out any alterations, improvements or structural work to the property. You may need to obtain other permissions such as planning permission or building regulations approval.”

**Condition 53**

1. “You must keep the inside of the property, the fixtures and fittings and all glass in the property in good repair during the tenancy.”

**Condition 57**

1. “You must allow our employees, representatives and contractors to come into your property to service any electrical and gas supplies and appliance that we are responsible for maintaining.”

**Condition 69**

1. “You must not interfere with the electric or gas supply.”

**Condition 76**

1. “You have the right to keep one pet, or animal such as a cat, a dog, small bird, fish, non-poisonous insect, spider, small snake or lizard, rabbit hamster, guinea pig, mouse, gerbil or domestic rat as long as they do not cause damage to the property, or nuisance or annoyance to anyone in your locality.”

**Condition 79**

1. “You must always keep your dog(s) on a lead in communal areas and on our land.”

**Particulars of Breaches**

1. We received a report that on **6th July 2016** you approached an elderly neighbour as he came out of his flat and started to shout abuse and swear at him and threatened to burn down his flat.
2. We received a report that **sometime in July 2016** you damaged the lock of a neighbour’s electric cupboard and removed his fuse box resulting in no electricity to his flat.
3. We received a report that on **06/08/2016** you threatened one of your neighbours and his wife and aggressively demanded money from him. It is also alleged that you repeatedly swore and shouted abuse at him and his wife and called his wife a ‘bitch’ and tried to stop him from going up the stairs to his flat by standing in front of him.
4. Sometime in **September 2016** it is alleged that you confronted an elderly neighbour outside your block of flats, 109-119 Burncroft Avenue as he was going to the local park with another resident and started to shout abuse and threats at him and said to him ‘I can get you over at the park, I know you go for a walk’.
5. We received a report that on **27/09/2016** you confronted one of your neighbours as   was returned to his flat with his family and threatened and swore at him and demanded money from him. It is also alleged that you later banged on his door, shouted further abuse and swear words at him and accused him of making noise inside his flat.
6. We received a report that on **28/09/2016** you aggressively banged on a neighbour’s door and threatened and shouted verbal abuse and swear words at him. It is also alleged that you aggressively you demanded money from him.
7. We received a report tha**t** on **04/10/2016** you aggressively banged on your ceiling and accused one of your neighbours of making noise, it is alleged that you then went to your neighbour’s flat and started kicking and banging on his front door aggressively, accused him of banging on the floor and was swearing and shouting abuse at him. It is also alleged that you later went downstairs, dragged your neighbour’s motorbike from where it was parked and started to hit it with a piece of wood thereby causing some damage to the motorbike.
8. On **22/11/2016** during a telephone conversation between you, Mrs Cordell your mother and Ms Sarah Fletcher, neighbourhood officer, Ms Fletcher reported that she overheard you threaten her by saying I'm goanna do her over’ and then ‘I’m goanna take her job just for fun’.
9. We received a report that on **08/12/2016** you aggressively banged on one of your neighbour’s front doors, shouted abuse and threats and accused him of making noise.
10. We received a report that on **11/12/2016** you aggressively banged on your neighbour’s door several times and accused them of banging on pipes. It is also alleged that you shouted abuse and threats at them.
11. We received a report that on **14/12/2016** you were verbally abusive towards a woman who was visiting one of your neighbours as she knocked on your neighbour’s door.
12. We received a report that on **23/12/2016** you banged on a neighbour’s front door, shouted abuse at them and asked them to turn their tap off. It is also alleged that you then removed their electricity fuse thereby cutting off their power supply.
13. We received a report that on **26/12/2016** you ran up the communal stairs to the first floor and confronted one of your neighbours as he was going out with his family started to shout abuse and threats at him and his wife and accused him of tampering with your water supply, you also attempted to stop him from leaving the block.
14. We received a report that on **03/01/2017** you confronted one of your neighbours as he returned to the block with his wife and two-year-old daughter and started shouting abuse and threats at them.
15. We received a report that on **21/01/2017** you aggressively banged on your neighbour’s door, swore and shouted abuse and threats at them and accused them of making noise.
16. We received a report thaton **31/01/2017** you aggressively banged on one of your neighbour’s doors, shouted abuse and threats at them and accused them of banging on the floor.
17. We received a report that on **07/02/2017** you approached the leaseholder of 117 Burncroft Avenue and his plumber outside the block as they were attempting to resolve the problem causing low water pressure in the flat. You said to the leaseholder that there were problems between you and his tenants but did not give any specific details. The leaseholder explained to you that his tenants were experiencing low water pressure in the flat and you said to him ‘you will not solve the problem as I am restricting their water supply’. The leaseholder later knocked on your door and asked whether you would increase the water pressure and you stated, ‘I cannot do anything at the moment, I will sort it out later’.
18. On **24/02/2017** Sarah Fletcher (Neighbourhood Officer) and Steve Stirk (Maintenance Surveyor) attended your property at flat 109 Burncroft Avenue to inspect the property following reports of low water pressure from flats 113 and 117 Burncroft Avenue. While inside your flat, they observed that you have installed an iron security gate inside your front door. It also appeared to them that the wall between your kitchen and living room seemed to have been removed thereby creating an open plan effect. Much of the property was taken up industrial type printers, boxes and folders and there were dog faeces in your back garden.
19. On **17/03/2017** Lemmy Nwabuisi, ASB Coordinator visited 109Burncroft Avenue to post a letter through your door and as he got into his car to drive off after posting the letter, you ran after him shouting and screaming abuse. The letter requested that you attend our offices to discuss the nuisance reports being received from your neighbours. By the time he returned to the office, you had telephone him several times. He telephoned you back and you asked whether he was the person that posted a letter through your letterbox, and he said yes. You asked why he did not stop when you ran after him, and he state J that he had another visit and did not have the time to stop and talk to you. You stated that you will not attend the meeting at the Civic Centre or any of the council offices as you are unable to leave your flat and that the meeting should take place in your flat. Mr Nwabuisi offered to have the meeting at a neutral venue and suggested the local library or at your mother's house, but you refused saying that you have done nothing wrong and accused him of taking sides with your neighbours.
20. We received a report that on **05/05/2017** you threatened one of your neighbours by saying that you will ruin his life and that you were going to the police to present evidence about his illegal activities.

I never done this but they must be on about 115 because I see it in the statements

1. We received a report that on **14/05/2017** you aggressively banged on one of your neighbour’s doors, shouted abuse and threats at her and falsely accused her of making noise and coming into your flat to attack you. You later followed her to her car shouting abuse and wanting to know where she was going. We received a report that on **14/05/2017** you allowed your dog to run freely in the communal area of your block without a lead. A resident reported that.
2. On **28/05/2017** the police issued you with a first instance Harassment letter following reports of harassment and threatening behaviour made to the police by one of your neighbours.
3. On **09/06/2017** it is reported that you attacked one of your neighbours in the communal hallway of your block as he returned from work late at night by grabbing him on the arm and neck thereby causing bruising to his arm and neck. You also snatched his phone from him as he tried to video record the incident.
4. On **16/06/2017** at **11:55hrs** it is reported that you confronted one of your neighbours as she was exiting the main entrance to your building and said to that you had her bank details and personal details is such as date of birth and said to her that you wanted her and her husband to pay you some money.
5. On **18/06/2017** at **11:55hrs** it is reported that you confronted one of your neighbours as she was exiting the main entrance to your building and said to her that you knew what time she went out and by the time she returned and to tell her husband that you would like to speak to him.
6. On **23/06/2017** at **23:35hrs** it is reported that you came out of your flat with your dog without a lead and attacked one of your neighbours as he returned from work by punching him twice on the chest. You tried to push him out of the block and snatched his phone as he brought took it out of his pocket to record the incident.
7. On **28/06/2017** at **11:45hrs** it is reported that you confronted your neighbour as she was leaving the block. You swore and shouted abuse at her and accused her of making noise inside her flat. You told her that you know all her personal details and that of her husband including their full names, phone numbers, date of birth and banking details. You demanded that they pay you some money and asked her to tell her husband to come and see you.
8. On **30/06/2017** at **11:45hrs** it is reported that you confronted your neighbour as she was leaving the block and accused her of slamming the door. She denied slamming the door and called her a liar and proceeded to swear and shout abuse at her.
9. On **02/07/2017** at **17:18hrs** it is reported that you confronted your neighbour as he was going out with his family with your dog barking and without a lead and asked him when he was going to hand over the money. It is also alleged that as they left the block, you ran after them swearing and shouting abuse at your neighbour and demanding that he must pay you some money if he wants you to leave him alone. You also said to him that you have all their personal details including their dates of birth and bank details.
10. On **12/07/2017** an Enfield Council Surveyor attended your flat to investigate reports of low water pressure to flats above yours but you refused him access the Surveyor attended your flat again in the evening of the same day following further reports that the water supply to the affected flats had completely ceased and you refused him access. You then followed him to his car swearing and shouting abuse at him and prevented him from entering his car. He then called the police.

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**NOTES TO PARAGRAPH 4.**

1. Before the Court will grant an order on any of the Grounds 1 to 8 or 12 to 16, it must be satisfied that it is reasonable to require you to leave. This means that, if one of these Grounds is set out in paragraph 3 to this Notice, you will be able to argue at the hearing in Court that it is not reasonable that you should have to leave, even if you accept that the Ground applies.
2. Before the court grants an order on any of the Grounds 9 to 16, it must be satisfied that there will be suitable alternative accommodation for you when you have to leave. This means that the Court will have to decide that, in its opinion, there will be other accommodation which is reasonably suitable for the needs of you and your family, taking into particular account various factors such as the nearness of your place of work, and the sort of housing that other people with similar needs are offered. Your new home will have to be let to you on another secure tenancy or a private tenancy under the Rent Act of a kind that will give you similar security.
3. There is no requirement for suitable alternative accommodation where Grounds 1 to 8 apply.
4. If your landlord is not a local authority, and the local authority gives a certificate that it will provide you with suitable accommodation, the Court has to accept the certificate.
5. One of the requirements of Ground 10A is that the landlord must have approval for the redevelopment scheme from the Secretary of State (or, in the case of a housing association landlord, the Housing Corporation). The landlord must have consulted all secure tenants affected by the proposed redevelopment scheme.
6. Court proceedings for possession of the dwelling-house can be begun immediately. **The date by which the tenant is to give up possession of the dwelling-house is Monday the 24th of August 2017.**

**NOTES TO PARAGRAPH 5**

1. Court proceedings cannot be begun until after this date, which cannot he earlier than the date when your tenancy or license could have been brought to an end.
2. This means that if you have a weekly or fortnightly tenancy, there should at least 4 weeks between the date this Notice is given and the date in this paragraph.
3. After this date, court proceedings may be begun at once or at any time during the following twelve months. Once the twelve months are up this Notice will lapse, and a new Notice must be served before possession can be sought.
4. **Anti-Social Behaviour Manager**
5. **On behalf of: Enfield Council Housing Address:** The Edmonton Centre, 36-44 South Mall London N9

**SHOW ALLEGATIONS The 1st Injunction Order Start**

**1st Injunction Order**

1. The Witness Statement of George Quinton is dated with the correct date at the bottom of the document 07th day of August 2017 and has three dates inside of it.
2. lived at this property since the 02nd of May 2016.
3. The Accused bike case 05th of October 2016.
4. Wrongfully accused of banging on door of 113 Burncroft Avenue around January 2017.
5. George also, states that he did not return back to the property since around January 2017 in Nevil Gray’s statement and Lemmy Nwabusi Statements taken on different dates
6. The Witness Statement of Neville Gary is Dated 01 August 2017 and George said to him he has not returned for 6 months prior.
7. In the Witness Statement of Lemmy Nwabusi Dated the 07 August 2017and on Page Number: 108, Lemmy Nwabusi states he had a meeting with Lemmy on two different dates but the first is a lie **A.** 15th December 2016 **B.** 11th January 2017.

|  |
| --- |
| * **The 1st Injunction Order / Lemmy / pub Book Issue: 1!**

Lemmy Statement 1st Injunction order **/** **Page Numbers:** 105,106,107,108,109,110,111,112,113,114 |
| **1.** Made on behalf of the Claimant **2.** Witness Statement of Lemmy Nwabuisi**3.** Statement No. 1**4.** Exhibit No LN1**5.** **Dated 07 August 2017****Claim No:****In The Edmonton County Court****Between:****Claimant****The Mayor and Burgesses of The London Borough Of Enfield****-And-****Defendant****Mr Simon Cordell****Witness Statement of Mr Lemmy Nwabuisi** |
| **Page Number: 105** |
|  | 1. **August 2016** I am employed by the London Borough of Enfield as an Anti-Social Behaviour Coordinator in the Community Safety Unit.
2. I have held this employment since **August 2016.**
 |  |
| **Page Number: 106** |
|  | 1. **14th August 2006** The Defendant is a secure tenant of the Claimant at 109. Burncroft Avenue, Enfield, Middlesex, EN3 7JQ.
2. His tenancy commenced 'on **14th August 2006.**
 |  |
| **Page Number: 106** |
|  | 1. **October 2016** The reports concerning the Defendant's alleged anti-social behaviour towards his neighbours was first brought to my attention in **October 2016** when a case involving the Defendant and one of his neighbours was referred to me for investigation.
2. The Defendant was reported to have caused frequent acts of harassment and anti-social behaviour against an elderly neighbour.
3. The Defendant was arrested by the.
4. Police and bailed to a different address.
 |   |
| **Page Number: 106** |
|  | 1. The matter was referred to the Highbury Corner Magistrates’ Court on **05 October 2016**
2. where a first hearing took place.
3. The Defendant pleaded not guilty and the trial was fixed for **17 November 2016.**
4. However, the trial did not proceed due to insufficient support as the elderly tenant was unable to attend Court due to health· reasons.
5. A copy of a letter from the Magistrate Court is attached to this statement at pages 25-26.
 |  |
| **Page Number: 106** |
|  | 1. The Defendant was I previously known to the Claimant and an **anti-social behaviour order** was made on **04 August 2015** by the Magistrates Court to prevent him from knowingly using or supplying property personal or otherwise, for the use in a rave as defined in s.63(1) of the Criminal Justice Order Act 1994.
2. The order· was made for a duration of 5 years.
3. A copy of the Order is at page 27 of the exhibit bundle.
 | **ASBO** |
| **Page Number: 107** |
|  | **Allegation 1.**1. **05th August 2016** the Defendant threatened and shouted abuse at Mr. and Mrs Mathiyalagan tenants of 117 Burncroft Avenue.
2. He aggressively demanded money from him and. threatened to beat him up.
3. The Defendant also repeatedly swore at Mr. Mathiyalagans wife called her a 'witch’ and tried to stop the Mr. Mathiyalagan from going up the stairs to his flat by standing in front of him and blocking his advance by placing his hands on the staircase railings.
4. Mr. Mathiyalagan has already provided a witness statement in support these proceedings to confirm that this incident happened.
5. file note of this report is exhibited at pages 28-30 of the exhibit bundle LN1.
 | **Mathiyalagans** |
| **Page Number: 10** |
|  | **Allegation 2.**1. **08th August 2016** Mr. Mathiyalagan reported that the Defendant aggressively banged on his front door, shouted abuse at him and his wife and accused them of making noise.
2. Mr. Mathiyalagan reported to us that he believes that the Defendant used a screwdriver to damage the lock on his meter cupboard and removed the fuse box thereby cutting off their electricity supply.
3. Mr. Mathiyalagan reported this incident to the police and was given reference number CAD 7934/ **August 2016**
4. A file note of this report is exhibited at pages 28-30 of the exhibit bundle.
 | **Mathiyalagans** |
| **Page Number: 107** |
|  | **Allegation 3.**1. **27th September 2016** Mr. Mathiyalagan reported that the Defendant confronted him as he returned to his flat with his wife and young daughter and threatened and swore at him and demanded· money from him.
2. A file note of the report is on pages 28-3\_0 of the bundle.
 | **Mathiyalagans** |
| **Page Number: 107** |
|  | **Allegation 4.**1. **28th September 2016** Mr. Mathiyalagan reported that the Defendant aggressively banged on his door and threatened and shouted abuse and swear words at him and his wife.
2. The Defendant also aggressively demanded money from Mr. Mathiyalagan.
3. A file of the report is at pages 28-30 of the exhibit bundle.
 | **Mathiyalagans** |
| **Page Number: 108** |
|  | **Allegation 5.**1. **11th November 2016** my former colleague, Sarah Fletcher interviewed an elderly resident who wished to remain anonymous.
2. He said that the Defendant approached him as he came out of his flat and started to shout abuse, swear at him, and threatened to burn down the elderly neighbour’s flat.
3. The report continued that **sometime around mid-September 2016.**
4. one of the Defendant's neighbours reported that the Defendant confronted him outside his block as he was going to the local park and started to shout abuse and threats at him and said to him "I can get you over at the park, I know you go for a walk".
5. This incident-led to his arrest and to the matter being referred to the Magistrates Court.
6. A file note of the report is exhibited on page 31of the exhibit bundle LN1.
 | 1. **Stain Curtis / Fisher an elderly resident who wished to remain anonymous.**
2. **Mathiyalagans**
 |
| **Page Number: 108** |
|  | **Allegation 6.**1. I had meetings with Mr. George Quinton, one of the Defendant’s neighbours on **15th December 2016**
2. And **11th January 2017**
3. He reported that he was experiencing problems with the Defendant's behaviour, and that on **04th October 2016** the Defendant aggressively banged on his ceiling and accused him, of making noise.
4. The Defendant then went to the neighbour’s flat upstairs and started kicking and banging on the front door and was swearing and shouting at him.
5. The Defendant later went downstairs, dragged the neighbour’s motorbike from where it was parked and started to hit it with a piece of wood.
6. A file -note of the report is at pages 32-34 of the exhibit bundle.
 | **A meeting with George Quinton**1. 15th December 2016
2. 11th January 2017
 |
| **Page Number: 108 + 109** |
|  | **Allegation 7.**1. **22nd November 2016** during a telephone conversation with my former colleague MS Sarah Fletcher, the Defendant was heard saying to his mother, who was present with him, 'I'm goanna get do her over, I’m goanna take her job just for fun' referring to MS Fletcher.
2. A file note of the incident is at page 34A of the exhibit bundles.
3. I hereby attach a case history detailing incident of reports from Mr. Mathiyalagan about the abuse, threats, and persistent intimidation by the Defendant.
4. The case history is at pages 35". to· 40 of the exhibit bundle L1.
5. It shows that Mr. Mathiyalagan reported incidents too numerous to set out in this statement about abuse, threats, attempts to extort family and intimidation by the Defendant.
6. **Examples** are that the Defendant banged on his front door while his wife was alone at Home with their young daughter and shouted abuse at his wife and asked her to turn off the bathroom taps.
7. He also removed his electricity fuse thereby cutting off their power supply.
8. Mr. Mathiyalagan reported the incident to the police and was given CAD 5753/23
9. **December 2016**
10. A file note of this incident- is at page. 37 of the exhibit bundles.
 | **A telephone conversation with Sarah Fletcher.** |
| **Page Number: 109** |
|  | **Allegation 8.**1. **Other examples**) of aggressive and anti-social behaviour reported by Mr. Mathiyalagan were that on **21st January 2017,** the Defendant aggressively banged on his door, swore, and shouted abuse and threats at him and his family and accused them of making noise.
 | **Mathiyalagans** |
| **Page Number: 109** |
|  | **Allegation 9.**1. **goth June 2017** the Defendant attacked Mr. Mathiyalagans cousin in the communal hallway as he returned from work late at night by grabbing him on the arm and neck thereby causing bruising to his arm and neck.
2. The Defendant also snatched his mobile phone from him as he tried to record the incident.
 | **Mathiyalagans** |
| **Page Number: 109** |
|  | **Allegation 10.**1. **16th June 2017** the Defendant confronted Mr. Mathiyalagans wife as she was exiting the main entrance at 11:05am and said to her that he had her bank and personal details.
2. He also reported that the Defendant told his wife that he wanted her and her husband to pay him some money.
 | **Mathiyalagans** |
| **Page Number: 109** |
|  | **Allegation 11.**1. **23rd June 2017** the Defendant came out of his flat with his dog and attacked Mr. Mathiyalagans cousin as he returned from work at 11:35pm.
2. He reported that the Defendant punched his cousin twice on the chest tried to push him out of the block and snatched his mobile phone as he tried to record the incident.
 | **Mathiyalagans** |
| **Page Number: 109** |
|  | **Allegation 12.**1. **28th June 2017** the Defendant confronted Mr. Mathiyalagans wife as she was leaving the block at 11:45am, swore at her, shouted abuse, and accused her of making noise inside her flat.
2. He said to her that he knows all her personal details and that of her husband including their full names, date of birth, phone numbers and bank details.
3. The Defendant demanded that they pay him some money and asked her to tell Mr. Mathiyalagan to come and see him.
 | **Mathiyalagans** |
| **Page Number: 109 +110** |
|  | **Allegation 13.**1. **02nd July 2017** Mr. Mathiyalagan reported that the Defendant confronted him with his dog barking and without a lead as he was going out with his family at 5:18pm and asked him when· he was going to hand over the money.
2. He also reported that as they left the block the Defendant ran after them swearing and shouting abuse and demanded that he must pay him money if he wants him to leave him alone.
3. The Defendant also said. to him that.
4. He has all their Personal details.
5. A report of the incident is at page 40 of the case history.
 | **Mathiyalagans** |
| **Page Number: 110** |
|  | **Allegation 14.**1. **Case history notes** exhibited at pages· 41-46 how reports of similar aggressive and intimidating behaviour displayed to Mr. Mathiyalagan was being experienced by another tenant who wishes to remain anonymous because of fear of reprisal from the Defendant.
 | **Another tenant who wishes to remain anonymous because of fear of reprisal from the Defendant.** |
|  | **Page Number: 110** |
|  | **Allegation 15.**1. **Similarly, further case notes** exhibited at pages. 47-52 show that another tenant who wishes to remain anonymous was being subjected to the Defendant’s anti-social behaviour.
2. She had to be moved from the block because of the harassment from the Defendant and because she suffered from mental health problems and was particularly vulnerable and unable to deal with the threats and harassment from the Defendant.
 | **Another tenant who wishes to remain anonymous because of fear of reprisal from the Defendant.**1. She
 |
|  | **Page Number: 110** |
|  | **Allegation 16.**1. **07th February 2017** the Defendant approached the leaseholder of 117 Burncroft Avenue and his plumber outside the block as they were attempting to resolve low water pressure issues affecting the flat.
2. The Defendant informed the leaseholder that there were problems between him and his tenants but did not. give specific details.
3. The leaseholder explained to the Defendant that his tenants we’re experiencing low water pressure in their flat and that they were trying to fix the problem.
4. The Defendant said to the leaseholder, “you will not resolve the problem as I am restricting their water supply."
5. The leaseholder later asked the Defendant to increase the water pressure and the Defendant stated.
6. "I cannot do anything at the moment; I will sort it out later”
7. A report of this incident is at page 55 of the exhibit bundles.
 | **The leaseholder of 117 Burncroft Avenue is a Mr John Irving**1. **And his plumber**
2. **The Occupiers of 117 Burncroft Avenue was the Mathiyalagans**
 |
|  | **Page Number: 110 + 111** |
|  | **Allegation 17.**1. **24th February 2017** the Claimants officers Sarah Fletcher and Steve Kirk attended the Defendant’s property following reports of low water pressure in the flats above his.
2. While inside his flat they noticed that the Defendant have installed a metal security gate inside his front door.
3. It 'also' appeared that the Defendant may have removed the wall between his kitchen and living room thereby creating an open plan living space. A copy of the file note is pages-56-57 -of -the bundle.
 | 1. **Enfield Council Officer Sarah Fletcher**
2. **Enfield Council Officer Steve Kirk**
 |
|  | **Page Number: 111** |
|  | **Allegation 18.**1. **May 2017** the Claimant’s officers, MS Fletcher a Neighbourhood officer who has since left the Council and Mr. Steve Stirk a surveyor visited the Defendant's block of flats following reports of low water pressure to flats 109, 113 and 117 Burncroft Avenue.
2. While the Claimant's officers were outside flat 113, the Defendant came up to them and started to complain about his perceived victimization by his neighbours, the police, and the council.
3. While the Defendant was talking to the officers Mr. Mathiyalagan came down the stairs and the Defendant said to him,
4. “I’m going to the police station now with my evidence about you and I’m going to ruin your life''
5. A file note of this report is exhibited at page 58 of the exhibit bundle and an email from Steve Stirk is at page 59.
 | 1. **Enfield Council Officer Sarah Fletcher**
2. **Enfield Council Officer Steve Kirk**
 |
|  | **Page Number: 111** |
|  | **Allegation 19.**1. **14th May 2017** when another neighbour who wishes to remain anonymous reported that the Defendant aggressively banged on her door, shouted abuse and threats at her and falsely accused her of making noise and coming into his flat to attack him.
2. The neighbour stated that the Defendant later followed her to her car as she was leaving the block shouting abuse and wanting to know where she was going.
3. The neighbour also reported that the Defendant allowed his dog to roam freely in the communal area of the block without a lead.
4. A file note of ·the report is at page 60 of the exhibit bundle L\_N1.
 | **Another tenant who wishes to remain anonymous because of fear of reprisal from the Defendant.**1. Her
 |
|  | **Page Number: 111** |
|  | **Allegation 20.**1. **28th May 2017** the Defendant was issued with a first instance Harassment letter by the police following allegations of harassment and threatening behaviour made to the police by his neighbour.
2. A copy of the letter and the PC's statement are at pages 61-62 of the exhibit bundle LN1.
 |  |
|  | **Page Number: 112** |
|  | **Allegation 21.**1. **12th July 2017** Mr. Neville Gary, the Claimants repairs surveyor attended. the Defendant's flat to investigate reports of low water pressure to the flats above the Defendant's flat but the Defendant refused him access.
2. Mr.-Neville Gary attended the Defendant's flat again at about 5:39pm following reports from the leaseholder of flat 117 Burncroft House that the water supply had stopped completely but the Defendant also refused him access.
3. The Defendant later shouted abuse and swear words at Mr. Gary and would not allow him to approach his car.
4. Mr. Gary has provided a witness statement in relation to this incident.
 | 1. **Enfield Council Officer Neville Gary**
 |
|  | **Page Number: 10** |
|  | **The Defendant is in breach of the following conditions of his tenancy agreement.**1. **Condition 10 - "**You must not act in any way which causes, or is likely to cause, a 'nuisance or annoyance or is anti-social."
2. **Condition 21. -** "You must not abuse, harass, make offensive comments and/or malicious allegations, use or threaten to use violence against any of our officers or agents, or against a counsellor. This applies at any time and in any place. We may report the matter to the Police".
3. **Condition 31 -** "You must take care not to cause damage to your property or the property of your neighbours",
4. **Condition 33 -** "You must-keep the inside of your property clean and in reasonable decorative order". ·
5. **Condition 34 -** "You must not use the property in any way that may cause a health and safety' hazard or encourage vermin and/or pests (for example, by hoarding items inappropriately)"
6. **Condition 53 -** "You must keep the inside of the property, the fixtures and fittings and glass if. The property in good repair during the tenancy"
 |  |
| **Page Number: 112 + 113** |
|  | 1. I have corresponded with the Defendant regarding the reports of anti-social behaviour made against him by his neighbours and invited him to meetings with his mother, but he declined to attend.
2. Letters were sent to him on**29th November 2016** inviting him for a meeting on **06th December 2016.**
3. **31st January 2017** inviting him for a meeting on the **February 2017.**
4. **16th February 2017** for a meeting on **22 February 2016.**
5. And **16th -March 2017** for a meeting on **22nd March 2017.**
6. These letters are exhibited at pages 63-70 of the exhibit bundle.
 |   |
| **Page Number: 113** |
|  | 1. I have enquired with the Mental Health Team whether the Defendant is currently known to the team and was informed that he is no longer under their care.
 |  |
| **Page Number: 113** |
|  | 1. The Claimant's operatives have had difficulties in accessing the Defendant's flat. to inspect the state· of the property and the unauthorized works and modifications which the Defendant is purported to have carried out without a written consent from the Claimant the Claimant has also been unable to check whether the Defendant is restricting water supply/pressure to the properties above his since **December 2016.**
2. The Defendant has admitted to restricting the water supply but has refused to allow the Claimant’s maintenance operatives access to his property to investigate and rectify the problem.
 |  |
| **Page Number: 113** |
|  | 1. The Defendant has intimidated the residents in the entire block and because of his Behaviour, we have received numerous complaints from residents, requests to be **transferred** from the block and we have had to move a vulnerable tenant from the block.
 |  |
| **Page Number: 113** |
|  | 1. I have made attempts to engage with the Defendant, but he has not been cooperative and has continuously displayed abusive and threatening Behaviour. towards the Claimant's members of staff and his neighbors.
2. A **Notice of Seeking. Possession** has been served to him and possession action is being considered.
3. However, in the meantime, this injunction is required to ensure that the other residents are not subjected to further intimidation and harassment by the Defendant.
4. This application is being made without notice because if the Defendant were given notice, he would intimidate the witnesses in an attempt to prevent the order being made.
 |  |
| **Page Number: 114** |
|  | **Statement Of Truth**1. I believe the facts in this Witness Statement are true.

**Signed** 1. YES

**Dated This** 1. **08th day of August 2017**
 |  |
|  | **END** |

**SHOW ALLEGATIONS The 2nd Injunction Order: Start /**

**2nd Injunction Order**

**Pre-Action Letter Before 2nd Possession Order**

**Evidence:** **Exhibit** **3 / 15/10/2018**.

**The Enfield Gov / Email’s Issue:**

1037. Pre-action letter Simon Cordell 15 10 **2018**

**/ Page Numbers:** 4267,4268,4269,4270,

4271,4272,4273,4274,4275,4276,

ENFIELD

Connected

Please reply **to:** Legal Services

PO Box 50, Civic Centre Silver Street,

Enfield 1

Enfield EN1 3XA

Mr Simon Cordell

109 Burncroft Avenue

Enfield

EN37JQ

E-mail: Ludmilla.Iyavoo@enfield.gov.uk

**Phone:** 0208 379 8323

**DX:** 90615

**Fax:** 0208 379 6492

My Ref: Your Ref: LS/C/LI/157255

Date: 15th October 2018

Dear Sirs,

1. **Re:** Anti-Social Behaviour, Tenancy concerns and breaches- pre-action letter.
2. We have received several complaints of anti-social behaviour against you and going back to **2016** for which you have been warned numerous times, verbally and formally in writing.
3. **Please see below a list of reports made against you:**
4. **On 6th July 2016,** it is alleged that you approached an elderly neighbour as he came out of his flat and started to shout abuse and swear at him and threatened to burn down his flat.
5. **Sometime in July 2016** it is alleged that you damaged the lock of a neighbour’s electric cupboard and removed his fuse box resulting in no electricity to his flat.
6. On **6th August 2016,** it is alleged that you threatened one of your neighbours and his wife and aggressively demanded money from him.
7. It is also alleged that you repeatedly swore and shouted abuse at him and his wife and called his wife a ‘bitch’ and tried to stop him from going up the stairs to his flat by standing in front of him. **Sometimes in September 2016** it is alleged that you confronted an elderly neighbour outside your block of flats, 109 - 119 Burncroft Avenue as he was going to the local park with another resident and started to shout abuse and
8. **Jeremy Chambers Director of Law & Governance**
9. Enfield Council
10. Civic Centre, Silver Street
11. Enfield ENI 3XY
12. [www.enfield.gov.uk](http://www.enfield.gov.uk/)
13. If you need this document in another language or format, contact the service using the details above.

**4268,**

threats at him and said to him ‘I can get you over at the park, I know you go for a walk’.

1. On **27th September 2016,** it is alleged that you confronted one of your neighbours as he was returned to his flat with his family and threatened and swore at him and demanded money from him. It is also alleged that you later banged on his door, shouted further abuse and swear words at him and accused him of making noises inside his flat.
2. On **28th September 2016,** it is alleged that you aggressively banged on a neighbour’s door and threatened and shouted verbal abuse and swear words at them. It is also alleged that you aggressively demanded money from him.
3. On **04th October 2016,** it is alleged that you aggressively banged on your ceiling and accused one of your neighbours of making noises, you then went to your neighbour’s flat and started kicking and banging on his front door aggressively, accused him of banging on the floor and was swearing and shouting abuse at him. It is also alleged that you later went downstairs, dragged your neighbour’s motorbike from where it was parked and started to hit it with a piece of wood.
4. On **22nd November 2016** during a telephone conversation between you, Mrs Cordell your mother and Ms Sarah Fletcher, neighbourhood officer, Ms Fletcher reported that she overheard you threatened her by saying ‘I’m goanna do her over’ and then ‘I’m goanna take her job just for fun’.
5. On **08th December 2016**, it is alleged that you aggressively banged on one of your neighbours’ front doors, shouted abuse and threats and accused him of making noise.
6. On **11th December 2016,** it is alleged that you aggressively banged on your neighbour’s door several times and accused them of banging on pipes. It is also alleged that you shouted abuse and threats at them.
7. On **14th December 2016,** it is alleged that you were verbally abusive towards a woman who was visiting one of your neighbours as she knocked on your neighbour’s door.

**4269,**

1. On **23rd December 2016**, it is alleged that you banged on a neighbour’s front door, shouted abuse at them and asked them to turn their tap off. You then removed their electricity fuse thereby cutting off their power supply.
2. On **26th December 2016**, it is alleged that you ran up the communal stairs to the first floor and confronted one of your neighbours as he was going out with his family and started to shout abuse and threats at him and his wife and accused him of tampering with your water supply, you also attempted to stop him from leaving the block.
3. On **03rd January 2017,** it is alleged that you confronted one of your neighbours as he returned to the block with his wife and two-year-old daughter and started shouting abuse and threats at them.
4. On **21st January 2017,** it is alleged that you aggressively banged on your neighbour’s door, swore and shouted abuse and threats at them and accused them of making noises.
5. On **31st January 2017,** it is alleged that you aggressively banged on your neighbour’s door, shouted abuse and threats at them and accused them of banging on the floor.
6. We received a report that on **07th February 2017** you approached the leaseholder of 117 Burncroft Avenue and his plumber outside the block as they were attempting to resolve the problem causing low water pressure in the flat. You said to the leaseholder that there were problems between you and his tenants but did not give any specific details. The leaseholder explained to you that his tenants were experiencing low water pressure in the flat and you said to him ‘you will not solve the problem as I am restricting their water supply’. The leaseholder later knocked on your door and asked whether you would increase the water pressure and you stated, ‘I cannot do anything at the moment, I will sort it out later’.
7. On **24th February 2017** Sarah Fletcher (Neighbourhood Officer) and Steve Stirk (Maintenance Surveyor) attended your property at flat 109 Burncroft Avenue to inspect the property following reports of low water pressure from flats 113 and 117 Burncroft Avenue. While inside your flat, they observed that you have installed an iron security gate inside your front door. It also appeared to them that the wall between your kitchen and living room seemed to have been removed thereby creating an open plan effect. Much of the property was

**4270,**

taken up industrial type printers, boxes and folders and there were dog faeces in your back garden.

1. On **17th March 2017** Lemmy Nwabuisi, ASB Coordinator visited 109 Burncroft Avenue to post a letter through your door and as he got into his car to drive off after posting the letter, you ran after him shouting and screaming abuse. The letter requested that you attend our offices to discuss the nuisance reports being received from your neighbours. By the time he returned to the office, you had telephoned him several times. He telephoned you back and you asked whether he was the person that posted a letter through your letterbox and he said yes. You asked why he did not stop when you ran after him and he stated that he had another visit and did not have the time to stop and talk to you. You stated that you will not attend the meeting at the Civic Centre or any of the council offices as you are unable to leave your flat and that the meeting should take place in your flat. Mr Nwabuisi offered to have the meeting at a neutral venue and suggested the local library or at your mother's house but you refused saying that you have done nothing wrong and accused him of taking sides with your neighbours.
2. On **05th May 2017**, it is alleged that you threatened one of your neighbours by saying that you will ruin his life and that you were going to the police to present evidence about his illegal activities.
3. On **14th May 2017**, it is alleged that you aggressively banged on one of your neighbour’s doors, shouted abuse and threats at her and falsely accused her of making noise and coming into your flat to attack you. You later followed her to her car shouting abuse and wanting to know where she was going.
4. On **14th May 2017** it is alleged that you allowed your dog to run freely in the communal area of your block without a lead.
5. On **28th May 2017**, the police issued you with a first instance Harassment letter following reports of harassment and threatening behaviour made to the police by one of your neighbours.
6. 24.) On **09th June 2017,** it is alleged that you attacked one of your neighbours in the communal hallway of your block as he returned from work late at night by grabbing him on the arm and neck thereby causing bruising to his arm and neck. You also snatched his phone from him as he tried to video-record the incident.

**4271,**

1. On **16th June 2017 at 11:55hrs** it is alleged that you confronted one of your neighbours as she was exiting the main entrance to your building and said to her that you had her bank details and personal details such as date of birth and said to her that you wanted her and her husband to pay you some money.
2. On **18th June 2017 at 11:55hrs** it is alleged that you confronted one of your neighbours as she was exiting the main entrance to your building and said to her that you knew what time she went out and what time she returned and to tell her husband that you would like to speak to him.
3. On **23rd June 2017 at 23:35hrs** it is alleged that you came out of your flat with your dog without a lead and attacked one of your neighbours as he returned from work by punching him twice on the chest. You tried to push him out of the block and snatched his phone as he brought took it out of his pocket to record the incident.
4. On **28th June 2017 at 11:45hrs** it is alleged that you confronted your neighbour as she was leaving the block. You swore and shouted abuse at her and accused her of making noise inside her flat. You told her that you know all her personal details and that of her husband including their full names, phone numbers, date of birth and banking details. You demanded that they pay you some money and asked her to tell her husband to come and see you.
5. On **30th June 2017 at 11:45hrs** it is alleged that you confronted your neighbour as she was leaving the block and accused her of slamming the door. She denied slamming the door and called her a liar and proceeded to swear and shout abuse at her.
6. On **02nd July 2017 at 17:18hrs** it is alleged that you confronted your neighbour as he was going out with his family with your dog barking and without a lead and asked him when he was going to hand over the money. It is also alleged that as they left the block, you ran after them swearing and shouting abuse at your neighbour and demanding that he must pay you some money if he wants you to leave him alone. You also said to him that you have all their personal details including their dates of birth and bank details.
7. On **12th July 2017** an Enfield Council Surveyor attended your flat to investigate reports of low water pressure to flats above yours but you refused him access. The Surveyor attended your flat again in the evening of the same

**4272,**

day following further reports that the water supply to the affected flats had completely ceased and you refused him access. You then followed him to his car swearing and shouting abuse at him and prevented him from entering his car. He then called the police.

1. On **11th November 2017 at 11.30am,** it is alleged by one of your neighbours that you came to their front door, opened the letterbox, and peeped through it to see who was inside the flat. You then started swearing and shouting abuse and banging on their front door as soon as you saw the neighbour’s wife.
2. On **02nd January 2018 at 6.30pm**, it is alleged that you stood outside your neighbour’s property for more than twenty minutes swearing and shouting abuse. You went away and returned half an hour later, you lifted their letterbox, stuck your mobile phone through the letterbox and started to record his family while swearing and shouting abuse. This went on for about fifteen minutes.
3. On **09th January 2018 at about 12.18pm,** you telephone Lemmy Nwabuisi (ASB Behaviour officer) and accused him of forging documents to get an anti­social behaviour order against him and you told him that he had made you a prisoner within your home. You also stated that you knew where he lives in Enfield and that he and his family were not safe from you. You also told him that you would watch him leave the office and you would have followed him home and he needed to watch his back. You called the ASB officer again 30 minutes later and told him that you knew he has a flat in Edmonton and also knew that one of his colleagues lives in Edmonton. You also stated that you knew where they live and they were not safe.
4. On **09th January 2018** you called Kaunchita Maudhub (ASB Behaviour officer) and left a long voicemail on her work telephone number and made threats.
5. On **26th February 2018, at around 11.45pm** it is alleged that you came to one of your neighbour’s front doors and started making loud banging noises and rattling with their letter box. You ran away after the neighbour opened her front door.
6. On **01st March 2018** it is alleged that you knocked on one of your neighbours’ doors loudly, you started rattling with their letter box and started

**4273,**

shouting. This went on for 5 to 10 minutes but you left after you’ve heard that the neighbour was calling the police.

1. On **15th March 2018** it is alleged that you swore, shouted and assaulted one of you neighbours in front of his wife and his 3 years old child.
2. On **01st May 2018**, you attended the Edmonton County Court as there was a hearing listed in relation to an injunction. It is alleged that you started shouting abuse, swore and make threats to two of the Claimant’s employees (Lemmy Nwabuisi, ASB officer and Balbinder Kaur Geddes, lawyer) and to one of your neighbours who attended Court to give evidence. You also swore at a judge. These incidents were witnessed by members of staff working at the Court.
3. On **29th May 2018**, it is alleged that you attended one of your neighbours’ properties; you took your dog with you and waited by their front door. It is alleged that you tried to intimidate them as they were due to attend a hearing in the Edmonton County Court to give evidence in support of a claim for an injunction issued against you.
4. On **30th May 2018**, it is alleged that you made threats to kill to one of your neighbours. The matter was reported to the police. You were arrested and released on bail.
5. You assaulted one of your neighbours on the **26th of August 2018** for flashing his toilet.
6. You telephoned two council officers (Lemmy Nwabuisi and Ludmilla Lyavoo) on 1**2th September 2018** and made threats to them over the telephone. You also accused them of fraud and of fabricating evidence to support the Council’s claim for an injunction
7. On **12th September 2018 at about 3.50pm**, you called one of your neighbours on his mobile phone using a private number. It is not known how you obtained his number, but he terminated the call. You called again using the same private number, but he terminated the call as soon as he heard your voice. You called repeatedly after that.
8. On **24th September 2018 at about 11.30am**, one of your neighbours returned home from dropping her daughter at school and as she entered their block of flat, she noticed that the middle door on the ground floor was open as

**4274,**

well as your front door. As she went up the stairs to their second floor flat, your dog came out of your flat and started barking at her. The neighbour had to run up the stairs to her flat to escape from the dog. It was reported that your dog is always barking whenever they go out or return to the block and the neighbour and 4 years old daughter are terrified.

1. One of your neighbours reported that his cousin was leaving the block at about on **02nd October 2018 at 12.45pm**, and as you exited the block, you followed him and suddenly grabbed his jacket from behind and tried to pull him to the ground. The cousin started shouting to attract neighbours and managed to push you off.
2. There are other reports from one of your neighbours who reported that on **30th September 2018**, you attempted to break down his front door by kicking it several times only because he flashed his toilet.
3. It is reported that you continue to harass and intimidate other residents on a regular basis.
4. The London Borough of Enfield takes all acts of anti-social behaviour very seriously and will not tolerate such behaviour.
5. You have been served ample warning regarding the complaints made against you. You have breached your tenancy agreement and conditions:

**Condition 9**

1. "You, the tenant, are responsible for the behaviour of anyone, including your children, living in or visiting your home. This means that you must ensure that they do not act in breach of any of these conditions. Also, you must not encourage them to act in such a way. This applies in the property, in communal and surrounding areas, any property belonging to the council and or anywhere within Enfield borough.”

**Condition 10**

1. "You must not act in any way which causes, or is likely to cause, a nuisance or annoyance or is anti-social.”

**Condition 21**

**4275,**

1. "You must not abuse, harass, make offensive comments and/or malicious allegations, use or threaten to use violence against any of our officers or agents, or against a councillor. This applies at any time and in any place. We may report the matter to the Police.”

**Condition 31**

1. "You must take care not to cause damage to your property or the property of your neighbours.”

**Condition 33**

1. "You must keep the inside of your property clean and in reasonable decorative order.”

**Condition 34**

1. "You must not use the property in any way that may cause a health or safety hazard or encourage vermin and/or pests (for example, by hoarding items inappropriately).”

**Condition 44**

1. "You must obtain our prior written permission before carrying out any alterations, improvements or structural work to the property. You may need to obtain other permissions such as planning permission or building regulations approval.”

**Condition 53**

1. "You must keep the inside of the property, the fixtures and fittings and all glass in the property in good repair during the tenancy.”

**Condition 57**

1. "You must allow our employees, representatives and contractors to come into your property to service any electrical and gas supplies and appliances that we are responsible for maintaining.”

**4276,**

**Condition 69**

1. "You must not interfere with the electric or gas supply.”

**Condition 76**

1. "You have the right to keep one pet, or animal such as a cat, a dog, small bird, fish, non-poisonous insect, spider, small snake or lizard, rabbit hamster, guinea pig, mouse, gerbil or domestic rat as long as they do not cause damage to the property, or nuisance or annoyance to anyone in your locality.”

**Condition 79**

1. "You must always keep your dog(s) on a lead in communal areas and on our land.”
2. This letter should be considered as a pre-action letter If further breaches of the tenancy conditions were to occur, we would reserve the right to commence possession action of 109 Burncroft Avenue, without further notice.
3. Please note that you are entitled to seek independent legal advice.
4. Yours sincerely,
5. **Lyavoo**
6. Ludmilla Lyavoo Lawyer
7. For the Director of Law and Governance

**SHOW ALLEGATIONS The 2nd Housing Possession Order Start**

**The 2nd Possession Order**