

From: Lorraine Cordell <lorraine32@blueyonder.co.uk>
Sent: 26 February 2015 22:31
To: 'GL-BrentMCenq@hmcts.gsi.gov.uk'
Cc: 'Sharon.Burns@met.pnn.police.uk'; 'CO16Mailbox-.NorthProsecutionFPN@met.pnn.police.uk'
Subject: Re: Simon Cordell
Attachments: Simon_Cordell_Appeal_Willesden_Harrow_Crown_Court.pdf; Found Guilty again 26-01-2015.pdf

Dear Annabel Jereniah

I have just seen the Memorandum of Entry that the Crown Court has sent and on that it says there was a Disqualification until test passed.

But when we contacted the court we were only told about 6 points and a fine for this case and this was also on the letter from the court.

If I new a Disqualification until test passed when I filed my appeal on the 13/02/2015 I would have ticked this be suspended until appeal was heard.

Can you please look into this and see if the appeal could include the suspension of the Disqualification until the appeal is heard.

Please see attached document

Simon_Cordell_Appeal_Willesden_Harrow_Crown_Court
Found Guilty again 26-01-2015

As you will see the letter Found Guilty again 26-01-2015 does not show any disqualification and this was confirmed by the court when we called that there were 6 points added and a fine.

Regards

Lorraine Cordell



**HM Courts
& Tribunals
Service**

CROWN COURT AT
HARROW

Hailsham Drive
Harrow, Middlesex
HA1 4TU
DX 97335 HARROW 5
Telephone 020 8424 2294
Ext.
Fax 020 8424 2209

Mr Simon Paul Cordell
109 Burncroft Avenue
Enfield
Middx
EN3 7JQ

24^H February 2015

Dear Sirs

Re: Yourself-v-Central Driving Offences Unit Case number A20150049

The Crown Court has received a set of appeal papers from the magistrates' court at Willesden.

In order to assist you, a copy of the memorandum of conviction and sentence is enclosed.

The court is committed to processing appeals as quickly as possible and it would greatly help the listing of this appeal if you would complete this form and return it to the Crown Court by the
10 March 2015

If the court does not have a reply by this date your appeal will be listed without further consultation.

Please note if you fail to attend that hearing your appeal may be dismissed and further costs can be awarded against you.

If you do not wish to proceed with your appeal you should contact the court in writing before this date.

1. Please confirm that the appeal is against
Conviction/Sentence/Conviction & Sentence:

Conviction and Sentence
.....

2. Please estimate the time the Appeal's hearing
will take:

I was not there i am not sure how long these cases take but i would think no more then one hour.
.....

3. Number & names of prosecution witnesses you require:

I dont have any names as i have never had a summons for this case and and i have had no Dates for court i dont know the CPS name that dealt with this case.

Number & names of defence witnesses you require:

.None, i just need to show my insurance documents and that i was insured to drive by KGM Insurance.

4. Name of counsel:

MICHAEL CARROLL & CO.

5. Dates to avoid:

05/03/2015,, 10/03/2015,, 11/03/2013 and could this please be listed for the afternoon as i need to be able to get to court.

6. Please confirm if an interpreter is required:

No

7. Your reference:

.I don't know this.

8. Your telephone/mobile number:

.07961 833021 this is my mothers number she can talk re this case. also the email is lorraine32@blueyonder.co.uk

These details can be faxed to 0870 324 0194
or emailed to listing@harrow.crowncourt.gsi.gov.uk

Yours sincerely,

Mary Graham
Appeals Clerk
List Office

NOTE:

Once an appeal has been allocated a hearing date it will NOT be changed, save for the most exceptional reasons.

It is, therefore, essential that all dates to avoid are provided to the court by the date specified above.

Any subsequent application to move a fixture date will have to be listed before a judge, which does not automatically mean your application will be granted and may lead to wasted costs.

It has also just been noted that the court passed a driving disqualification until test passed was issued for this case which we have only just been made aware of by the paper work that has been served and seeing the Memorandum of ENTRY, If this had been known then i would have asked that the this be suspended until the appeal was heard in my appeal application.

We was only told by the court that 6 points and a fine had been given by the Judge and also the letter the court sent shows this Please see letter included within this paperwork.

Can we still ask that the driving disqualification be suspended until the Appeal is heard.?

Appeal form rec'd via email on 13/2/15
@ Brent M.C. AB.

APPEAL TO THE CROWN COURT FROM A MAGISTRATES' COURT

(Criminal Procedure Rules, rule 63.3)

A2015 0049

Case details

Name of defendant: Mr Simon Paul Cordell

Address: 109 Burncroft Av, Enfield, EN3 7JQ

If the defendant is in custody, give prison and prison number, if known.

Email address: lorraine32@blueyonder.co.uk

Phone:

Mobile: 07961 833021

Appeal from ... Willesdon Magistrates' Court

Magistrates' court case reference number:

Appeal to the Crown Court at: (I think the Crown Court would be) Wood Green Crown Court.

This is an appeal to the Crown Court about:

Give brief details of the magistrates' court decision about which you are appealing, including the date of that decision (e.g. 'my conviction for [offence] on [date]', or 'my sentence of [penalty] for [offence] on [date]').

Conviction of no insurance on the 26/01/2015. I am insured to drive and would never drive without insurance.

I have asked the magistrates' court to reconsider my case

☒ Yes ☐ No

You may not need to appeal. Sometimes a magistrates' court can change a decision which it has made, under section 142 of the Magistrates' Courts Act 1980. Ask at the magistrates' court office.

I need an extension of time for this appeal

☐ Yes ☐ No

See the time limits listed below. If your appeal is late, you must answer question 1, on the other side of this form. Only the Crown Court can extend the 21 day time limit for appeal.

Use this form ONLY for an appeal to the Crown Court about conviction, sentence, etc. under Criminal Procedure Rules Part 63. There is a different form for applying or appealing to the Crown Court after a magistrates' court has made a decision about bail, under Criminal Procedure Rule 19.8.

1. Complete the boxes above and give the details required in the boxes below. If you use an electronic version of this form, the boxes will expand¹. If you use a paper version and need more space, you may attach extra sheets.

2. Sign and date the completed form.

3. Send a copy of the completed form to:

(a) the magistrates' court, and

(b) the other party to the case (e.g. the prosecutor, if you are the defendant).

You must send this form so as to reach the recipients **not more than 21 days after:**

- the date you were sentenced or your sentence was deferred (whichever was earlier), if your appeal is against conviction or against a finding of guilt,
- the date you were sentenced, if your appeal is against sentence, or
- in any other case, the date of the order or failure to make an order about which you want to appeal.

¹ Forms for use with the Rules are at: www.justice.gov.uk/courts/procedure-rules/criminal/formspage.

1) Extension of time (if you need one: see the notes on the front page). **My appeal is late because:**
Explain why your appeal is late. Attach copies of any letters or other documents you want the court to see.

2) The issues in this case are:

Summarise the matters of fact or law, or the reasons for sentence or other order, which are in dispute.

Conviction of no insurance, I am insured to drive, i have tried to address this matter a number of times with the Court and CPS, by email and by way of phone calls, i have sent over everything the court and CPS would need to in fact should i had insurance to drive.

3) Appeal against conviction: case management in the Crown Court.

Only answer these questions if you are appealing against conviction or a finding of guilt.

How long did the trial last in the magistrates' court ?

Which of the prosecution witnesses in the magistrates' court do you want to ask questions if they are witnesses again in the Crown Court ? Name them:

Not Sure, as i did not get any letters of a court date and they found me guilty while not there.

How long do you expect the appeal to take in the Crown Court ?

Not Sure

4) Other applications. I am also applying for:

☐ pending my appeal, the suspension of my disqualification e.g. from driving.

You can ONLY apply for the suspension of a disqualification imposed in this case.

☐ pending my appeal, bail.

Give reasons for any application you are making:

I want my application(s) considered by

☐ the magistrates' court ☒ the Crown Court

Each court can consider these applications. You can apply to both.

Signed²: [Signature] **[defendant / defendant's solicitor]**

Date: 13/02/2015

² If you use an electronic version of this form, you may instead authenticate it electronically (e.g. by sending it from an email address recognisable to the recipient). See Criminal Procedure Rules, rule 5.3.

Mr Simon Paul CORDELL

109 Burncroft Avenue

Enfield

Middlesex

EN3 7JQ

DOB: 26/01/1981 Age: 33

Gender: Male

CRO: 49823/97M

Aliases: Mr Simon Paul CORDELL, Mr Simon CORDELL

Case Number: 1403134612

Defendant Present: No

Informant: Mr Simon Cordell

Post-Hearing Custody Status:

2

MC80525

Original offence for which a statutory declaration was served under section 14 of the Magistrates' Courts Act 1980. Details: RT88191, On 01/01/2014, at Wembley used a motor vehicle, namely a Ford CX52 JRZ, on a road, or other public place, namely fourth way, HA9, when there was not in force in relation to that use such a policy of insurance or such a security in respect of third party risks as complied with the requirements of Part V1 of the road traffic act Contrary to Section 143 of The Road Traffic Act 1988 and Schedule 2 to the Road Traffic Act 1988, ...
In accordance with the above section of the Magistrates' Courts Act 1980.

Verdict: Proved in Absence - 26/01/2015

Register Notes

23/02/2015 10:29 Annabel.Jeremiah Greater London

Appeal form received 13.02.15. Appeal papers lodged at Harrow Magistrates Court on 23.02.15. LCCC notified.

23/02/2015 10:46 Annabel.Jeremiah Greater London

Application to re-open - Section 142 considered on 18.02.15 by legal adviser. Advised defendant can appeal.

FO

Fined £600.00.

FVS

To pay victim surcharge of £60.00.

FCOST

To pay costs of £85.00.

COLLO

Collection order made.

LEP

Driving record endorsed with 6 points.

D20 Notification Sent to DVLA

Endorsements:

Licence to Follow Marker: 0 Hardship Marker: No

Offence Code: RO42 Offence Date: 01/01/2014

Convicting Court: 2571 Date: 26/01/2015

Penalty Points: 6 Result Amount: GBP600

Disqualification Until Test Passed:

Disqualification Pending Sentence:

Time To Pay: To be paid by 23/02/2015

BALANCE

745.00

A20150049



HM Courts & Tribunals Service

North West Administration Centre
Willesden Magistrates Court
448 High Road
London
NW10 2DZ

Mr Simon Cordell
109 Burncroft Avenue
Enfield
Middlesex
EN3 7JQ

DX 110850 Willesden 2
T 0208 955 0555
F 0870 324 0240

www.justice.gov.uk

Our ref: 1403134612

Date: 20th February 2015

Dear Mr Cordell

Offence of: Using a motor vehicle with no valid insurance (case re-opened).
Date of Sentence: 26/01/15

Thank you for your email which was received on 13th February 2015, in which you dispute the conviction and/or sentence in the above matter. You were sentenced by this court on 26th January 2015 when proceedings against you were concluded.

You have an automatic right of appeal to the Crown Court if your appeal notice is received by this court within **21 days** from the date of sentence, or the date of the order you want to appeal. If you pleaded guilty, you can appeal against your sentence and if you were convicted, you can appeal against your conviction or the sentence. I enclose a copy of the appeal notice which should be completed and returned to the above address within 21 days from the date of sentence or the court's decision. **You must also send a copy of the appeal notice to the prosecution agency.**

If **21 days have passed**, then you must make an application for leave to appeal out of time. Whether you are granted leave to appeal will be decided by the Crown Court and you will be notified of the decision. If you need to apply for leave to appeal, then an additional form is included with this letter. This form and the appeal notice must be completed and returned to the above address. If you wish to appeal it is in your interests to return these completed forms as soon as possible.

You are advised to seek independent legal advice before deciding whether to appeal. If you do appeal and the Crown Court uphold your conviction, you may be ordered to pay a greater amount in costs and could receive a harsher sentence than this court imposed.

Yours sincerely

Pre-court department
North West London Magistrates' Court



Willesden Magistrates' Court

Code 2571

Correspondence Address: 448 High Road, London NW10 2DZ

Opening Hours: Monday to Friday 9.00am to 4.30pm

Telephone: 020 8955 0555 Fax: 0870 324 0240

Mr Simon Paul CORDELL
109 Burncroft Avenue
Enfield
Middlesex
EN3 7JQ

Case number: 011403134612
Born: 26 January 1981
Driver number: CORDE801261SP8LV

Notice of endorsement of driving record

Order

The court has ordered that your driving record be endorsed with the penalty points stated below.

Further Information

For more information about disqualification or endorsement see:

www.gov.uk/penalty-points-endorsements

Date: 26 January 2015

J.Vantyghem

Justices' Clerk

Offences and orders

011403134612/2

DVLA Code: RO42

01/01/2014 Original offence re-heard

Driving record endorsed with 6 points.



Willesden Magistrates' Court

Code 2571

Correspondence Address: 448 High Road, London NW10 2DZ

Opening Hours: Monday to Friday 9.00am to 4.30pm

Telephone: 020 8955 0555 Fax: 0870 324 0240

Mr Simon Paul CORDELL
109 Burncroft Avenue
Enfield
Middlesex
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Case number: 011403134612
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J.Vantyghem

Justices' Clerk

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011403134612/2

DVLA Code: RO42

01/01/2014 Original offence re-heard

Driving record endorsed with 6 points.