

HM Crown Prosecution Service (CPS)
Cardiff

31st March 2018

4th 'breach' appeal **RCJ 201704258 B4 JL**

Occurrence Number (M/G) 62090214195
Your (R/O) ref. 62AE0223516

Dear Sir/Madam,

Who lied to Lord Justice Brian Levenson & Mr Justice Melling?

Litigant in person denied Legal Aid without even processing his solicitor's application

1. The Appellant refers to his 13th Feb18 Criminal Court of Appeal bail application and his 28th Feb18 (rough copy) CPS application, just one of many in the past nine years, for CPS CDs of evidence that would have been disclosed to his legal team and him in prison had he not been unlawfully refused legal aid without 'reasonable cause'.
2. For the Cardiff magistrates to have then appointed a known fraudster and thief, later proved in another court room, to be my HM nominated 'McKenzie Friend' is a touch of the *Ttaffia* at work, yet again!
3. To assist the continuity for the world wide readers, as what really goes on in our UK court rooms and this prisoner's MAPPA restraints in access to 'type', 'photocopy' and even to a swift 'postal service', part of the real reasons for his gaol, he encloses 'final copy', '*cut and pasted*' below, of his 28th Feb letter to you inspired by his MP's 7th January 18 letter indicating where 'the root of all this lies' now rest and especially in the light of 28th March 2018 Warbuys/black cab rapist Judicial Review.
4. The judgment is handed down in almost identical circumstances to that of the Appellant's Court of Appeal A2/2017/02747 Parole Board re-call appeal, except in reverse, in that he had to serve an eight month prison term, reliant again on the MAPPA procured fanciful medical 'evidence' never disclosed to their victim.

Final Copy of Appellant's original 28th Feb 18 to CPS for CDs disclosure:

Inaccurate & Damaging NHS (Wales) Medical Reports

Further to the **Secretary of States' 7th February 2018 letter** to this Appellant and the latter's 26th Feb18 letter to CPS, re police abusing the 2000 Act amendment to the Data Protection Act, designed to protect the '*vulnerable*' the police is still allowing Dr Tegwyn Williams the enjoyment of immunity to prosecution, despite dozens of doctors now having rebuked his 2009 NHS(Wales) medical reports obtained under direct police blackmail.

The Appellant also wishes CPS substantive reply for:

1. his **Bail application** with new admitted MAPPA abuse, by G4S, to keep him in gaol

2. **12th Feb18 G4S letter** that also supports an investigation by another police force []
3. **12th Feb CPS(Cardiff)** letter indicating need of police disclosure of all prosecution CDs of evidence for his pending RCJ appeal [] **Appellant's 27th Dec 17 & Jan 18 letters** applied for *specific disclosure* including:

- i) CPS evidence that at 17.05 hours on 1st Dec2011, in Cardiff magistrates court cells, whilst this Appellant was being dragged across the floor without his crutches, to his wheel chair & police waiting to 'gate arrest' him to London. One of six present had 'papers' and was desperately seen trying to stuff them down his prisoner's left sock, that possibly was *1st Dec11 Restraining Order*)?. **Was it?**
- ii) **Remember**, the Appellant had secured May 2012 Crown Court evidence that the purported R/O was '*served in his cell*', when it definitely was not with at least four guards witnessing, due to his MAPPA3/3 status, while the clerk, Michael Williams (related), was '*hiding*' in a nearby cell, said, on oath, it had been 'served' on the Appellant '*in the corridor*' with the Appellant on his crutches'!!!!
- iii) **No crutches** as denied 'offensive weapons' in hands of very dangerous MAPPA terrorist level maniac (see Geoamey records) due to his '*significant brain damage*' and PDD all due to possible cancer.(see CPS 2nd Dec 09 Crown Court transcript.)

And '*excessive whisky drinking with the actor, Oliver Reed*' (see 18th Sept 2009 Caswell Clinic medical report, for Ashworth incarceration, before Professor Rodger Wood quickly erased that part immediately after the appellants acquittal re 'trading in machine guns'.

CPS prosecutor, now HHJ Judge Richard Thomlow, had been 'caught' on tape pleading over the judge's refusal to further section your client's victim to Ashworth, indefinitely. His Honour Neil Bidder QC then went on to quash all the MAPPA bloody nonsense, remember, from 8th June 09 Barry police station meeting, convened by Barbara Wilding, (see leaked MAPPA memos) as her victim was now a serious threat her fat state pensions.

Her forty odd failed malicious prosecutions, NOT all in the welsh courts, were listed very shortly in the 2009 Cardiff Count Court's for a substantive hearing requiring well in excess of two hundred police officers BUT again, markedly short of both HM Court Service and both police primary and specific disclosure of their relevant evidence.

The Appellant was '*likely to be shot*' when in the process of '*exchange of witness statements*', MAPPA minutes recorded BUT the 2012 learned judge, HHJ Seys Llewellyn QC, not only refused that critical relevant disclosure of CPS 113 criminal allegations, before him, of which 89% were by then, CPS withdrawn, quashed or still on appeal in the RCJ, before ECHR, (BS614159 etc) those are also blocked in Cardiff courts.

An estimated one thousand Appellant court appearances, so far, are over the South Wales Police having specifically had their victim's name removed from the veterinary register following a 6th January 2000 complaint that had only come from Barry police station.

Remember, Lord Justice Hoffman's Royal College of Veterinary Surgeons 19th Jan 04 HM Privy Council judgment, in Downing Street, indicated this appellant's conduct had in no way related to the welfare of animals. The problem the judicial committee indicated, in its 19th January 2004 judgment, was how this appellant dealt with 'people'.

The only RCVS prosecution argument also, incidentally but still fervently denied by this appellant, unless of course, there is the non small matter of 'corruption' in 'authority' so far uncovered, since 1992 when he had first bought a veterinary practice in the Vale of Glamorgan, blatant deceit in the most unlikely places?

However, the 2010 civil judge had refused disclosure of the MAPPA 'minutes participant's memos' despite Dolmans, private solicitors, for police, having also read them with the judge neither to reveal any of their evil content.

- iv) CPS prosecutor, in Nov14, when cross examined in Bristol Crown Court, said he had caused his part typed, district judge part hand written 'draft' 'restraining order', be taken to Appellant before 1300 hrs for 'approval' and it was returned.
- v) This 1st Dec 2011 CPS prosecutor, David Gareth Evans, was at 2014 Appellant's appeal as a defence witness as he had been 'arrested' over his 'disposal' of crucial prosecution exhibits between Dec 2011 'harassment conviction & 1st April 2012 Crown Court appeal.
- vi) His Bristol colleague, a Mike Smyth, had stated the original magistrate's clerk's contemporaneous 'notes' could not be released to appeals (see CC Kirk affidavit).
- vii) Reason for 'reluctance'? The Appellant had, by then, 'acquired' copy of the clerk's deliberately altered magistrates 'court records' to find them at gross variance to court copy sent to CCRC in January 2012. This had followed this Appellant's Dec 2011 application from prison, for court record & prosecution exhibits to be seized BEFORE HMC&TS court data was further 'tampered with' as had so often occurred in between South Wales court hearings.
- viii) Despite Appellant's attempt to secure, between 1st Dec11 & 1st March 12, some critical' prosecution exhibits and clerk's contemporaneous notes had '*walked*'.
- ix) Before that 2014 Bristol hearing both the original Bristol prosecutor and the Appellant (in disguise as was banned from building despite no court order) had acquired 'some' official court records from over the public counter.
- x) Circa 1300hrs the judge had amended , by pen, CPS draft R/O (see TE affidavit).
- xi) The trial judge told the jury, when asked via one of the '*jury notes*', caused by the specific cross examination, jury's need for CCTV, floor plan and clerk of the court's notes of 'evidence' and what was recorded of unusual 'service' in the cell, to have been written down, the court heard, '*at the time of service*' when specifically asked for by the cell manger (uttered 1st time whilst under XE).
- xii) The judge's reply (4th May12 redacted transcript) '*irrelevant*' as '*not evidence*'
- xiii) Lord Justice Levenson and Mr Justice Melling, on the 14th March 2013, expressed there was no evidence on transcript of there ever having been a '*jury note*' when dismissing the Appellants appeal. The Appellant had no knowledge either, until weeks later when released from prison, by a chance comment from his Mackenzie Friend in court seeing the jury chairman handing one to the presiding judge in appellant's forced absence, this time on 'medical care'.
- xiv) Their Lordships were lied to, the CPS know only too well, as the court transcripts had been either 'redacted' or 'corrupted', as I recall the word used in RCVS subsequent applications for his restoration to the veterinary register. Another

matter, incidentally, also touched on by HM Privy Council upon having 'hoped' that would occur within one year.

- xv) Evidence that 12th April 14 2nd *Restraining Order* was, CPS agreed, dependant on 1st *Restraining Order* as a 'variation' of it, was served but again, by whom, with whom, when and where did this also 'get good service' as Appellant was not present when either were R/Os were 'handed down' in court
- xvi) **Please supply copies of all CPS files in original 2011 harassment magistrates' case, including its 1st March 2012 appeal and all four listed restraining order jury trials since from 2012 to 2017, inclusive, as G4S even refuses my download from my own laptop in the prison unlike when the Appellant was in HMP Swansea. (Appellant has applied for RCJU intervention see 9th March 18 appl).**
- xvii) **Please supply on CDs, as Appellant noticed others are afforded here and the convenience and ease of daily photocopying for courts even when they are all legally represented at the country's expense.**
- xviii) 13th Dec 2013 NHS(Wales) solicitor's letter to the CPS, asking this Appellant be gaoled, has 3rd paragraph on 1st page, clearly indicating an admission **Tina Williams considered Dr Williams a congenital liar** This was only brought to light by your CPS, after a quite unnecessary Summer/Autumn for the Appellant in a variety of prisons around the UK before 2nd 'breach' trial was quashed.

Will the CPS now report the content of Morgan Coles, solicitors, 13th Dec 12 letter to the RCVS, GMC, Law Society, Legal Ombudsman and any old police force of its choosing and if not, why not?

- xix) Police's attempts to withhold that evidence, as they do, was thwarted by your department on occasion this Appellant applies for '*specific disclosure*' of evidence that flowed from that Morgan Cole solicitor's request as refused so far,
- xx) MAPPA, at HMP Park, continues to refuse the appellant's need for hospital, proper access to library law books or even the downloading of relevant data from his laptop in this prison storage, for all outstanding court cases despite several court letters, in the past, directing it to not hinder a person unlawfully denied legal representation.
- xxi) **Does the CPS have 'authority' for Dr Tegwyn Williams to be reported to The General Medical Council, ABMU NHS (Wales) Trust & police and if not, as Cardiff Crown Court has no such authority, then who on earth does?**

Yours truly,

Maurice J Kirk BVSc

Copies to Criminal Court of Appeal
Secretary State for Wales
Et al

mauricejohnkirk.com