



IN THE COURT OF PROTECTION
MENTAL CAPACITY ACT 2005

Case No. 10370284

Before Mr Justice Peter Jackson
Sitting at Preston Sessions House
On 3 November 2015

**IN THE MATTER OF
ANN CLARKE**

Upon reading an application by Mr Michael Clarke, by which he seeks the discharge of the order made on 9 October 2012 preventing the sale of Mrs Clarke's Blackpool property during her lifetime without an order of the court;

And upon the application being received by the court on 3 September 2015 but not being processed by the court until 27 October 2015, for which HMCTS has apologised to Mr Clarke;

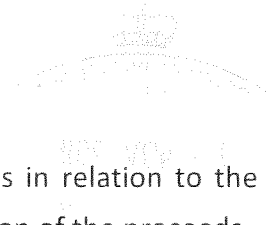
And upon the file having been received by Mr Justice Peter Jackson on 2 November 2015;

And upon considering Mr Clarke's application and accompanying documents;

IT IS ORDERED THAT

1. Mr Michael Clarke shall take the following steps within 21 days of service of this order upon him:
 - i. Make a statement in a form that complies with subparagraph iii below, providing information about the following matters:
 - a) Mrs Ann Clarke's current address;
 - b) Her state of health;
 - c) Her financial circumstances;
 - d) The reason why she is not residing in her Blackpool property;
 - e) Mr Michael Clarke's reasons for bringing this application;



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- f) His proposals in relation to the sale of the Blackpool property and the application of the proceeds.
- ii. Serve his application and the above statement upon Ms Angela Wilde and Mr Kevin Clarke and send a copy to the court.
- iii. Mr Clarke's statement shall:
- a) Not exceed six A4 pages in length;
 - b) Deal only with the matters set out in subparagraph i above;
2. If they wish to respond to the statement of Mr Michael Clarke, Ms Angela Wilde and Mr Kevin Clarke shall do so within 21 days of receipt by making statements not exceeding six A4 pages in length and by sending a copy to Mr Michael Clarke and to the court.
3. The authors of the statement(s) referred to above shall when sending them to the court also send a copy to the Clerk to Mr Justice Peter Jackson at alexandra.morton@hmcts.gsi.gov.uk.
4. The court will give further consideration to Mr Michael Clarke's application on receipt of the above statement(s).
5. This order shall be sent by the court to Mr Clarke by email to mike@rake.net and to Ms Angela Wilde and Mr Kevin Clarke by post.

Order dated 3 November 2015

