

Statement of Appeal 4th February 2013

1. Mr Pelling QC sitting as a purported Judge in a hearing on the 14.01.2013 did sentence the legal fiction, 'Michael Clarke' to prison of 3 months for alleged harassment.
2. The man in this case, Mike of the family Clarke, claimed his sovereign right of common law jurisdiction and his rights under that jurisdiction i.e., Bill of Rights 1689, Magna Carta 1215, to be judged by his peers, in a fair and impartial hearing without bias, which was denied & or ignored.
3. Fearing the outcome of continued injustice that has beset 'the man' in this case, alongside other cases that are connected within the secretive family courts of protection, the man fled the UK, in order to continue to protect and care for his 72 year old disabled mother by her choice.
4. Under duress the man makes this statement of appeal in order to try & gain redress for the injustices continued against him and his mother in a catalogue of continued collusion and conspiracy to pervert the course of common law justice in order to silence the man from publishing and promoting his story of judicial corruption facilitated against his mother on incapacity grounds when his mother can prove her capacity.
5. We also believe that the Judiciary and Pannone s are trying to imprison the man to stop his current application within the COURT of APPEAL in London ref no B6/2013/0087 where we request that 'stay of execution' be placed upon this case so as for it to be joined with the court of appeal case in London in which there is clear and concise good reasons to link the matter as an attempt to stop and pervert the main case from being heard, of fraud and collusion to prevent full disclosure of accounts to the man's mother Ann Clarke.
6. The British Constitution Group chairman Roger: Hayes and fellow campaigner Guy: Taylor was sent in to the hearing to represent the man on a common law basis and to thus prove the legal fiction is in court (a birth certificate) to satisfy the hearings requirement.
7. The so called judge was challenged on this matter to his jurisdiction in this case where the man has denied consent, where it is required to conduct such a hearing, in the face of the man's request for a jury that has been consistently denied, by a biased legal profession now judging biased legal solicitors and barristers that are at the heart of the continued fraud. The conflict of interest in this case exudes itself from every pore and that conflict dictates with ease that the only way forward is a jury of 12 peers.
8. The so-called Judge, Mr Pelling, (take note! a judge of the Court of Protection, whom is being brought before the London Court of Appeal for FRAUD) after 7 minutes of intense cross questioning about his biased jurisdiction and that it was unlawful, could no longer maintain the legal lawful arguments put forward and duly, got up and left the court, demonstrating his inability to maintain legal argument to sustain his authority and jurisdiction.
9. Whilst the court lay empty of the so called judge, Mr Pelling, the police were called and security G4S.
10. The common law representatives asked the police were they being arrested. To which, the police said, they were not! It was stated that the judge would not be returning until my representatives had left the court.
11. My representation was under the force of potential violence, asked to leave the hearing, and at 2.30pm some 30 minutes in the legal fiction Michael Clarke was left defenceless where the Mr Pelling returned and continued what is now considered a corrupt hearing where the man deems its subsequent order made, as VOID.
12. The whole matter was witnessed by several other people some of which have made relevant statements to demonstrate the events.

13. CPR rules it was stated do not allow for a jury court, but it was noted by our representation that CPR rules do not expressly exclude either for a jury court. CPR rules also state the overriding objective to be mediation to resolution prior to court where evidence has been offered that PANNONEs Paul Jonson refused such an offer by Roger: Hayes and one might question as to how the CPR rule book can carry so much influence when the overriding objective section at its beginning has not been fulfilled.
14. The case carries fundamental challenges to the judiciaries considered un-fettered powers of so called authority now in place across England & Wales that it also is extending to countries that it clearly does not have any authority in demonstrating that it's the clear and concise aim of the legal profession and judiciary to silence the man in a perversion of injustice using the rule of force and not law to fulfil its aim.
15. The man and his mother honourably hereby extend a hand, to appeal to the judiciary to take note of the injustice suffered, in his sincerely held belief and that a **stay of execution** be put in place in order for a retrial to be ordered & or joined to London court of appeal case B6/2013/0087 where his rightful request for an unbiased, fair and impartial hearing of a constitutionally formed court of law be formed with a jury of 12 of his peers which can clearly judge if a true crime has been committed by the man.
16. The man and his mother at the hands of injustice now are residing in exile, in fear, that injustice is the true fabric of the modern UK and as such are considering claiming political asylum in the face of such injustice that currently stands and that such a trial in the UK of fairness and impartiality without bias, no longer exists.
17. We at this point wish it to be noted, we are not the only ones, there are thousands of others that are being treated the same by the so called Court of Protection that is clearly protecting itself whilst stealing and plundering the assets and money of the elderly on incapacity grounds whilst some like my mother have capacity.
18. The matter has now become mixed with political offensives to re-establish our common law rights that still exist, obviously due to the inability to obtain justice within current "rules"?

This statement is faxed request to the court reference 2MA90015 and requested to be
linked with
LONDON court of Appeal B6/2013/0087

MR Clarke A. Clarke.

Mike of the family Clarke

Ann of the family Clarke

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