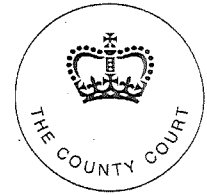


# General Form of Judgment or Order

In the County Court at  
Canterbury

Claim Number D00CT632

Date 28 February 2020



WILLIAM OFFLEY HINCHLIFFE FRIEND

1<sup>st</sup> Claimant  
Ref TDH/KAD/  
FR0844/0013

PETER ROBERT MILES

1<sup>st</sup> Defendant  
Ref

Before Deputy District Judge Eyley sitting at the County Court at Canterbury, The Law Courts, Chaucer Road, Canterbury, Kent, CT1 1ZA.

UPON the Defendant's application dated 11 December 2017 to strike out the Particulars of Claim; alternatively, to treat these proceedings as if they had been commenced under CPR Part 7

AND UPON hearing Counsel, Dr Tim Sampson, for the Applicant; and Counsel Mr Jonathan McNae, for the Respondent

AND UPON the Court determining that 20% of the costs incurred in the hearing of the application had been spent on case management matters

## IT IS ORDERED THAT

1. The Defendant's application is dismissed.
2. The Defendant shall pay 80% of the Claimant's costs of the application, to be subject to a detailed assessment if not agreed. (Such detailed assessment to take place after the conclusion of these proceedings.)
3. The Defendant shall pay £10,000 (inclusive of any VAT) on account of the above costs by 4.00pm on 19 November 2019.
4. The proceedings be stayed for 28 days, save in relation to any right of appeal as the parties may wish to exercise.

The court office at the County Court at Canterbury, The Law Courts, Chaucer Road, Canterbury, Kent, CT1 1ZA. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number. Tel: 01227 819200. Check if you can issue your claim online. It will save you time and money. Go to [www.moneyclaim.gov.uk](http://www.moneyclaim.gov.uk) to find out more.

Produced by: Joan Alexander Cbury  
CJR065C

5. The Defendant shall file and serve any evidence in response to the claim by 4.00pm on 17 January 2020.
6. The Claimant shall file and serve any evidence in reply by 4.00pm on 14 February 2020.
7. The parties shall seek to agree the contents of the trial bundle. The Claimant's solicitors shall prepare trial bundles, to be lodged and circulated not more than seven and not less than five clear days before the hearing.
8. The parties shall exchange and file skeleton arguments two clear days before the hearing.
9. The trial of this claim be listed before a Circuit Judge or a Recorder, with a provisional time estimate of one day. The parties shall provide dates to avoid by 4.00pm on 10 December 2019 for the period from 1 April 2020 to 31 July 2020 inclusive.
10. All costs not already provided for be costs in the case.

Dated 5 November 2019