

**IN THE HIGH COURT OF JUSTICE**

**QUEEN'S BENCH DIVISION**

**The Honourable Mr Justice Nicklin  
27 November 2020**

**B E T W E E N:**

**SANDWELL METROPOLITAN BOROUGH COUNCIL**

**Claimants**

**-and-**

**(1) JOHN CASSIDY  
(2)-(14) OTHER NAMED DEFENDANTS  
(15) PERSONS UNKNOWN**

**Defendants**

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**ORDER**

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**UPON APPLICATION** by the Claimant by Application Notice dated 25 November 2020 ("the Application Notice") seeking a variation of the injunction order dated 5 June 2018 to remove the 15th Defendant Persons Unknown and to dispense with service of the application and any varied Orders

**WITHOUT A HEARING IT IS ORDERED** that:

1. The injunction granted by the Order dated 5 June 2018 against the 15th Defendant Persons Unknown is discharged. The Order of 5 June 2018 is amended to delete the 15th Defendant Persons Unknown and paragraphs 10-13.
2. The Claim against the 15th Defendant Persons Unknown is dismissed.
3. By 4.30pm on 11 December 2020:
  - a. the Claimant must remove each and every copy of an injunction (interim or final) applying to Persons Unknown from every site and place at which it displayed (for the avoidance of doubt the Claimant can continue to display

copies of the Order of 5 June 2018 amended in accordance with paragraph 1 of this Order); and

- b. the Claimant must ensure that it makes clear on its website that the Court has discharged the previous injunction against Persons Unknown and it is no longer in force.
4. By 4.30pm on 18 December 2020, the Claimant is to file a witness statement confirming that it has fully complied with Paragraph 3.
5. Unless the Court otherwise orders, if the Claimant issues a further Claim Form claiming the same or similar relief against “Persons Unknown”, the claim must be issued in the Queen’s Bench Division of the High Court at the Royal Courts of Justice and is reserved to Mr Justice Nicklin and the Claimants must notify the Judge’s clerk immediately following the issue of the new claim, providing the new Claim Number.
6. Service of the Application Notice and the varied Order dispensed with.
7. The claim is transferred to the Birmingham District Registry under Claim Number D90BM116.
8. No order for costs.

## **REASONS**

- (A) Substantially, I have made the Orders sought by the Claimant. Paragraphs 3 and 5 contain standard orders that are being made in the cohort of claims where previous injunctions applying to Persons Unknown have been discharged. The Witness Statement required under Paragraph 5 should be filed at the RCJ via CE-File using the Claim Number on this Order.

**27 November 2020**