

THIS IS THE EXHIBIT MARKED "MBS3" IN THE AFFIDAVIT
OF MICHAEL BRENDAN SLATTERY

SWORN BEFORE ME :



JAMES E. LAIDLAW, (Solicitor)

48 PRINCE ALBERT RD

BUSCHGARDEN.

WILKINSONS

SOLICITORS

Incorporating L. & W. Wilkinson and Dewhurst Backhouse & Co.
Established since 1830

John Leigh, RD*, LL.B.
David J. Hindle

Consultant
Judith M. Lupton, LL.B.

Telephone: (01254) 51147 and 59191
Fax: (01254) 672914

YOUR REF:

OUR REF:

MBS/DO/W9184

MR M.B. SLATTERY

Please ask for

1A STRAWBERRY BANK,
PRESTON NEW ROAD,
BLACKBURN,
LANCASHIRE
BB2 6AS

DX: 17954 BLACKBURN 1

Mr Gerrard McKay
22 Sharman Street
BOLTON

24 April 2001

Dear Sir

Re : Our Client – Miss Catherine Mary Black

We enclose copy of the Charging Order Nisi of 27 March 2001 together with copy of the Affidavit of Michael B. Slattery in support together with copies of the exhibits. Please note that the matter has been adjourned to 23 May next at 2.30p.m. in Bolton County Court.

Yours faithfully



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Mr Gerrard McKay
22 Sharman Street
Burnden
BOLTON

28 November 2001

Dear Mr McKay

Re : Miss Catherine Mary Black

Following the obtaining of the Charging Order against you in relation to the costs of the action by Miss Black we write to advise that we are instructed by the Legal Services Commission to apply for an Order for Sale of your property at 22 Sharman Street which is subject to a Charging Order in favour of the Legal Services Commission (formerly The Legal Aid Board).

The Charging Order dated 23rd May 2001 is for a sum of £11,344.62 plus costs of £181.50 for obtaining the Charging Order.

Would you please let us have payment of these sums or alternatively your proposals for payment by instalments.

If we do not hear from you with your proposals within the next 7 days proceedings will be instituted in the County Court for an Order for the Sale of your property at 22 Sharman Street, Bolton.

Yours faithfully



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DX: 17954 BLACKBURN 1

Mr G. McKay
22 Sharman Street
BOLTON
BL3 2RA

14 February 2002

Dear Mr McKay

Re : 22 Sharman Street

With reference to our Application for an Order for Sale of the above property we enclose a summary of our costs which we will ask the Court to approve at the hearing on 22 February next. These costs will be payable by yourself or out of the proceeds of sale of the property.

Yours faithfully



WILKINSONS

SUMMARY ASSESSMENT SCHEDULELEGAL SERVICES COMMISSION
AND
GERRARD McKAY

Level of Fee Earner	Assistant Solicitor
Rate :	£125.00 per hour
Letters out	£ 12.50 each
Routine telephone calls	£ 12.50 each
Letters in	£ - each
Letters written - 9	£112.50
Letters received	£ -
Telephone calls	£ -
Preparation, perusal	hr. 48 mins. £100.00
	£212.50

Attendance	hrs. mins. - attending clients	£ -
	hrs. 20 mins. - hearing	£ 41.66
	1 hr - mins. - travel & waiting	£ 65.00
Total Profit Costs		£319.16
	VAT @ 17.5%	£ 55.85
		£375.01

Disbursements		£120.00
Application fee		£ 4.90
Travel expenses (14 miles)£	VAT @ 17.5%	£ 4.90
Car Parking	£1.50 VAT @ 0%	£ 1.50
Oath Fee		£ 13.00

Total Disbursements + VAT

£139.40

Summary	£319.16
Profit Costs	£ 55.85
VAT	£139.40
Disbursements	£ .85
VAT	

Total Costs Required

£515.26

The costs estimated above do not exceed the costs which the Claimant is liable to pay in respect of the work which this estimate covers.

Signed WILKINSONS
WILKINSONS SOLICITORS

Dated 14 February 2002

Tel : 01254 51147

Fax : 01254 672914

DX : 17954 BLACKBURN 1

VAT REG. NO. 1746017 66

MICHAEL R. SLATTERY

SLATTERY'S

ATTORNEYS

MBS/GJ/12741

11.4.97

Mr G McKay
22 Sharman Street
Bolton

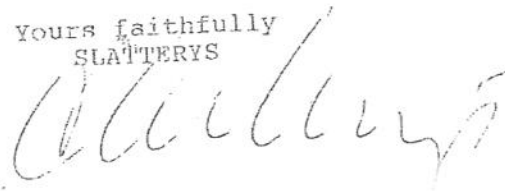
Dear Sir,

Re: Miss Catherine Mary Black

We have been notified by the Land Registry that you have recently applied to warn off the cautions registered against your properties in connection with our clients judgment and order for costs. We have notified the Land Registry that the judgment and costs have not been paid and therefore we would oppose any application to remove the cautions as the Charging Orders are still effective.

We now request payment of the judgment in the sum of £1,500 together with the order for costs of £11,446.25. We are awaiting further instructions from the Legal Aid Board as to what steps are to be taken against you to recover the debt.

Yours faithfully
SLATTERY'S



1. Plaintiff
2. First
3. M.B. Slattery
4. Date Sworn : 21-3-01
5. Date Filed :

IN THE BOLTON COUNTY COURT

Case No. 9210914

B E T W E E N

CATHERINE MARY BLACK (PLAINTIFF)

AND

GERARD MCKAY (DEFENDANT)

AFFIDAVIT OF MICHAEL BRENDAN SLATTERY

I MICHAEL BRENDAN SLATTERY Solicitor of 1A Strawberry Bank, Preston New Road, Blackburn MAKE OATH and say as follows:

1. I have the conduct of these proceedings on behalf of the Plaintiff and the facts to which I now depose are within my knowledge or have been obtained from my file papers and other documents of the Plaintiff.
2. I make this Affidavit in support of an application for a Second Charging Order on the Defendant's property at 22 Sharman Street, Bolton on behalf of the Legal Services Commission.
3. On 22 February 1995 the Plaintiff obtained Judgment against the Defendant in the sum of £1,500 in respect of her claim for damages. There is still due and owing under the said Judgment the sum of £1,500 and Charging Orders in respect of this Judgment were granted in respect of the Defendants properties at 81 St. John's Road, Lostock and 22 Sharman Street, Bolton. The costs of the proceedings were subsequently assessed at £11,374.62 and there is now produced to me and marked "MBS1" a copy of the Taxation Certificate. These costs are now due and payable to the Legal Services Commission formerly The Legal Aid Board and I am instructed by the Board that the sum due to them is now £11,344.62 slightly less than the sum stated in the Taxation

Certificate.

4. The Defendant's property at 81 St. Johns Road aforesaid was sold in 1997 by Mortgagees in Possession but there were insufficient proceeds of sale to discharge any part of the outstanding indebtedness to the Plaintiff secured by the said Charging Orders or the Order for Costs.
5. There are now produced and marked "MBS2" Office Copies of the Land Register for the Defendant's property at 22 Sharman Street, Bolton comprised in title Number LA163948.
6. In the premises I respectfully request this Honorable Court to make a further Charging Order against the Defendant's property at 22 Sharman Street, Bolton to secure the outstanding costs under the Taxation Certificate which now amount to £11,344.62 and the costs of this application.
7. To the best of my knowledge and belief the Defendant is a single man residing at 22 Sharman Street, Bolton. The only other Creditors of the Defendant known to me are as follows :
 - a. Nationwide Building Society who are the Mortgagees of the property at 22 Sharman Street, Bolton. The amount of the debt is unknown.
 - b. Bolton Borough Council Judgment £173.01.
 - c. Collector of Taxes outstanding Judgment £1,317.80.
 - d. Lombard Tricity Finance Judgment £969.54.
 - e. TSB Bank Judgment £5,425.93.
 - f. A possible Judgment in the Northampton County Court for £2,313.00 (Creditor unknown).
 - g. A further Judgment in the Northampton County Court for £435.00.

8. There is now produced to me and marked "MBS3" a copy of my Search in the Register of County Court Judgments recording those facts.

SWORN at Blackburn
this 21st day of March 2001
Before me :

Michael Carter

THOMAS E. LAYTON
Solicitor.

WOLLECOMB

48 PRINCE ALBERT RD, Burslem.