

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION

Claim No HQ15D03283

BEFORE THE HONOURABLE MR JUSTICE WARBY

7 September 2015

B E T W E E N : -

BRETT WILSON LLP

Claimant

- and -

**PERSON(S) UNKNOWN RESPONSIBLE
FOR THE OPERATION AND PUBLICATION OF
THE WEBSITE WWW.SOLICITORSFROMHELLUK.COM**

Defendant(s)



ORDER

PENAL NOTICE

IF YOU THE DEFENDANT(S) DISOBEY PARAGRAPHS 5-8 OF THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED OR FINED OR HAVE YOUR ASSETS SEIZED

ANY PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANT(S) TO BREACH PARAGRAPHS 5-8 OF THE ORDER HE/SHE MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED OR FINED OR HAVE THEIR ASSETS SEIZED

UPON the Defendant(s) having failed to file an acknowledgment of service or a defence to this claim (or any part of this claim) and the relevant time for doing so having expired

AND UPON the application of the Claimant by Notice dated 19 August 2015 for default judgment and summary disposal of the claim pursuant to section 8 of the Defamation Act 1996

AND UPON hearing from a representative of the Claimant

AND UPON the Defendant(s) having been duly served with the Claimant's application but failing

to attend the hearing of the application

IT IS ORDERED THAT:-

1. The hearing of the Claimant's application proceed in the absence of the Defendant(s) pursuant to CPR r.23.11.

JUDGMENT

2. Judgment be entered against the Defendant(s) pursuant to CPR rules 12.3(1) and 12.4(2) in default of an acknowledgment of service or defence to the claim.

DISPOSAL OF THE CLAIM

3. The Claim be disposed of pursuant to sections 8 and 9 of the Defamation Act 1996 with the Claimant being granted the summary relief set out in paragraphs 4-8 below.

DAMAGES

4. The Defendant(s) pay the Claimant damages for libel in the sum of £10,000, such an award being capped in this sum by virtue of section 9(1)(c) of the Defamation Act 1996.

INJUNCTION

5. The Defendant(s) be restrained, whether by himself/herself/themselves, his/her/their servants or agents or otherwise howsoever from publishing the same or any similar words defamatory of the Claimant as those complained of in this action, namely those in paragraph 14 of the Particulars of the Claim and set out in the Schedule to this Order PROVIDED THAT this injunction shall not prohibit the publication of the words at paragraph 14(c) of the Particulars of Claim about any person other than the Claimant.
6. The Defendant(s) be restrained, whether by himself/herself/themselves, his/her/their servants or agents or otherwise howsoever from listing or including the Claimant on any website or online forum which purports to identify it as 'solicitors from hell' or 'lawyers from hell'.

7. The Defendant(s) must immediately remove the following webpages from the World Wide Web:-

7.1 <http://solicitorsfromhelluk.com/index.php/list-all-complaints/216-brett-wilson>

7.2 <http://solicitorsfromhelluk.com/index.php/list-all-complaints>; and

7.3 Any other webpage which refers to the Claimant.

8. The Defendant(s) must immediately remove any metadata or search engine links from the website www.solicitorsfromhelluk.com which refer to the Claimant as 'solicitors from hell' or 'lawyers from hell'.

SERVICE OF THIS ORDER

9. Personal service of this Order on the Defendant(s) be dispensed with pursuant to CPR 81.8.

COSTS

10. The Defendant(s) pay the Claimant's costs of and incidental to this application and the claim generally, summarily assessed in the sum of £15,000 (exclusive of VAT).

Dated this 7th day of September 2015

SCHEDULE

THE DEFAMATORY WORDS COMPLAINED OF

The words complained of are set out below as reproduced from paragraph 14 of the Particulars of Claim.

14. In or before January 2015 (no earlier than 2 October 2014 and no later than 15 January 2015) the Defendant(s) published or caused to be published, and are continuing to publish, on www.solicitorsfromhelluk.com the following words set out and described in paragraphs (a) to (d) below which are defamatory of the Claimant.

- (a) The publication of the Claimant's name on a website known as "Solicitors from Hell".
- (b) The express branding of the Claimant as "Solicitors from Hell".
- (c) The following words on www.solicitorsfromhelluk.com homepage:-

"Complaints

Solicitor fraud, misconduct, incompetence, negligence, dishonesty, overcharging, corruption, embezzlement, lying/perjury and racism."

- (d) The following words at <http://solicitorsfromhelluk.com/index.php/list-all-complaints/216-brett-wilson:->

"Solicitors From Hell

Brett Wilson LLP

Grant House

56-60 St John Street

London

EC1M 4HG

Harassment

I engaged Brett Wilson Solicitors to help me with a fraud incident I uncovered in my work as an accountant. At the time I had lost my job and wanted a closure letter to stop the company from threatening me.

Brett Wilson Solicitors agreed a fixed fee to write the letter - but their costs kept going up and up. I was quoted £1k for the job and was charged £3k in the end for a three page letter written by a junior partner.

When they tried to charge me more than agreed I refused to pay and they threatened legal action within 30 days. I paid and reported them for harassment and breach of SRA rule 17.5.

I have not had my closing letter, my case is unresolved and am £3k poorer.

I am their 'client' and they had staff email, call and write to me on a daily basis being rude about my financial status, intimidating and threatening me and threatening to declare me insolvent.

I would strongly advise that clients stay well away from Brett Wilson Solicitors."