

# Fwd: BOS v Michaels 4PA41550 Transfer to Chancery division and Claim fee payment.

Low Newbiggin Estate <holidays@lownewbiggin.co.uk>

Wed 11/10/2017 14:18

To: stevebinch@hotmail.com <stevebinch@hotmail.com>;

Steve

Please confirm receipt of below confirmation from LCC of Raeside's position.

I will call you to discuss.

Paul

Begin forwarded message:

**From:** "Marsland, Richard (HMCS-Comb Crt, Leeds)" <[richard.marsland6@hmcts.gsi.gov.uk](mailto:richard.marsland6@hmcts.gsi.gov.uk)>  
**Subject:** RE: BOS v Michaels 4PA41550 Transfer to Chancery division and Claim fee payment.  
**Date:** 11 October 2017 at 13:57:16 BST  
**To:** 'Low Newbiggin Estate' <[holidays@lownewbiggin.co.uk](mailto:holidays@lownewbiggin.co.uk)>

Dear Mr Michaels,

HHJ Raeside QC is a Specialist Circuit Judge who is authorised to sit as a Deputy High Court Judge.

Kind Regards

**Richard Marsland**  
**Business and Property Courts/Circuit Judge's Section Manager**  
HMCTS, Leeds Combined Court Centre  
The Courthouse, Leeds, LS1 3BG  
**Phone:** 0113 3062461  
**Web:** [www.gov.uk/hmcts](http://www.gov.uk/hmcts)

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**From:** Low Newbiggin Estate [<mailto:holidays@lownewbiggin.co.uk>]  
**Sent:** 11 October 2017 13:55  
**To:** Marsland, Richard (HMCS-Comb Crt, Leeds)  
**Subject:** Re: BOS v Michaels 4PA41550 Transfer to Chancery division and Claim fee payment.

Dear Mr Marsland,

We are preparing our Appeal Application but are unclear which Court to Appeal to, as we are unclear which level of Judge HHJ Mark Raeside is.

Please can you confirm the level of Judge Mark Raeside.

Thank you.  
Paul Michaels

On 9 Oct 2017, at 13:48, Low Newbiggin Estate <[holidays@lownewbiggin.co.uk](mailto:holidays@lownewbiggin.co.uk)> wrote:

Thank you.

On 9 Oct 2017, at 13:42, Marsland, Richard (HMCS-Comb Crt, Leeds) <[richard.marsland6@hmcts.gsi.gov.uk](mailto:richard.marsland6@hmcts.gsi.gov.uk)> wrote:

Dear Mr Michaels,

As far as I am aware you are quite correct that the matter was formally transferred to the Chancery Division on 4<sup>th</sup> October 2017.

I have previously gone through all the orders made in this matter and couldn't find any other mention about a transfer to the Chancery Division.

As regards the fee – I think this case as issued using the PCOL system (possession claims on line). It has been a number of years since I used this system but I think the court fee is actually paid on line by the Claimants solicitors. As this case was issued out of Scarborough County Court, I would suggest your first point of call would be the court offices at Scarborough who should be able to give you a more clear answer than I am able to do.

Kind Regards

**Richard Marsland**

**Business and Property Courts/Circuit Judge's Section Manager**

HMCTS, Leeds Combined Court Centre

The Courthouse, Leeds, LS1 3BG

**Phone:** 0113 3062461

**Web:** [www.gov.uk/hmcts](http://www.gov.uk/hmcts)

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**From:** Low Newbiggin Estate [<mailto:holidays@lownewbiggin.co.uk>]

**Sent:** 09 October 2017 13:16

**To:** Marsland, Richard (HMCS-Comb Crt, Leeds)

**Subject:** Re: BOS v Michaels 4PA41550 Transfer to Chancery division and Claim fee payment.

Dear Mr Marsland

So this is the first date that there is any record of the matter being officially transferred to the Chancery division correct?

I am seeking clarification on this point, as I was advised that there was no record either in Middlesbrough Scarborough or Leeds of the case being transferred prior during or post the trial dated 7th and 8th off March 2017 right up to the 2nd October 2017.

Another question please, when the court fee is paid how is it registered and by whom. There was no record of this claim fee being paid to any court by any person up to the point of the trial on the 7th and 8th March 2017. Yet the claimants counsel have stated to the judge that it was paid. We are very concerned about this point. We understand it is our right to seek 'proof of payment' as it is both a technical and legal point relevant to the courts obligations in this matter.

We look forward to hearing from you.

Regards  
Paul Michaels

On 9 Oct 2017, at 13:05, Marsland, Richard (HMCS-Comb  
Crt, Leeds) <[richard.marsland6@hmcts.gsi.gov.uk](mailto:richard.marsland6@hmcts.gsi.gov.uk)> wrote:

Dear Mr Michaels,

Thank you for your email.

I attach herewith a copy of the order made by HHJ  
Mark Raeside QC. The date of the order made was on  
4<sup>th</sup> October 2017. Unfortunately I am unable to confirm  
the actual time the order to transfer was made as we do  
not record this.

A sealed copy of the order was sent to you on  
4<sup>th</sup> October 2017.

Kind Regards

**Richard Marsland**  
**Business and Property Courts/Circuit Judge's Section**  
**Manager**

HMCTS, Leeds Combined Court Centre

The Courthouse, Leeds, LS1 3BG

**Phone:** 0113 3062461

**Web:** [www.gov.uk/hmcts](http://www.gov.uk/hmcts)

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**From:** Low Newbiggin Estate  
[<mailto:holidays@lownewbiggin.co.uk>]

**Sent:** 09 October 2017 12:59

**To:** Marsland, Richard (HMCS-Comb Crt, Leeds)

**Cc:** Low Newbiggin House

**Subject:** BOS v Michaels 4PA41550

Dear Mr Marsland

I refer to my enquiry with Catherine Stewardson this  
morning.

Would you kindly confirm the date and time that our case  
was transferred to the Chancery Division

Yours sincerely

Paul Michaels  
Low Newbiggin Estate  
Aislaby  
Whitby  
North Yorkshire  
YO21 1TQ  
+44 (0) 01947 811 811  
+44 (0) 0774 779 3333

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<4PA41550.pdf>

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