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URGENT

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Please ask for Maria Franco

Our ref. MFO/NAO/MRR36/1

Your ref.

16 April 2021

Dear Sirs

Re: (1) R Ahmed & (2) Jakir Hussin v Bayram Yediayli

We write further to the above-mentioned matter and in particular to the summary judgement application hearing listed for the 21 April 2021.

Our clients have now had the opportunity to consider your clients witness statement in response to their summary judgement application.

Accordingly, we now seek to agree to vacate the hearing of the 21 April by consent albeit your client has left it rather late in the day to submit his evidence and in the circumstances, it was entirely proper for our clients to issue the summary judgement application.

Your clients witness statement is the first response received to this claim.

Had your client responded at the appropriate time, our clients would not have issued a summary judgement application and therefore we are entitled to seek our clients costs for and occasioned by the summary judgement application together with considering and advising with regard to your clients witness statement and the Defendant's application for an extension of time to file and serve a response to the summary judgement, which is noted you failed to communicate with us and filed an order with the court which was not agreed.

Should your client not agree to vacate the hearing, our client will be incurring further costs in the preparation for the hearing and instructing Counsel to attend. As such we will seek another costs order against your client at the hearing and also deal with the outstanding costs issues.

Despite your email of the 7 April 2021, we have not yet received the sum of £2,700 from your client. Please note that enforcement proceedings and/or an unless order may be applied for without further notice.

Moving forward with this case, it is suggested that the matter should be stayed for a period of 3 months to enable the parties to enter into negotiations for settlement and/or mediation.

We have received the Order from DJ Manners dated 23 March 2021.

It is very disappointing that it was deemed necessary to issue an application in connection with the requested extension of time. We agreed to your request and the application was not necessary. The Court did not provide us with an opportunity to respond to the application.

We do not agree with DJ Manners Order of costs in case. The application was not necessary and the need for an extension was of the Defendant's own making and therefore as indicated, we require our costs in this regard. We intend to bring this to the court's attention should this issue not be capable of resolution by agreement.

In addition, we also require an undertaking from you and your client that he nor any of his associates or connected persons shall not harass or disrupt our client's business or any employee of it directly or indirectly in any manner.

Please see attached a draft consent order for your client's approval.

Kindly take instructions on the content of this letter as a matter of urgency bearing in mind the court date of the 21st April 2021.

Yours faithfully

Handwritten signature in black ink that reads "TV Edwards".

TV Edwards LLP