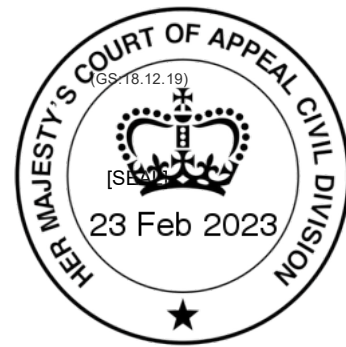




IN THE COURT OF APPEAL, CIVIL DIVISION

REF: CA-2022-002522

ELLIS –v– HM SOLICITOR GENERAL



CA-2022-002522

ORDER made by the Rt. Hon. Lord Justice Bean

On consideration of the appellant's notice and accompanying documents, but without an oral hearing, in respect of an application for permission to appeal

Decision: Permission to appeal against the order of Soole J granting leave for contempt proceedings to be brought against Mr Ellis REFUSED

Reasons

Soole J was plainly right to conclude that the Solicitor General had established a *prima facie* case that Mr Ellis has knowingly acted in breach of a GCRO validly made against him. Mr Ellis' submissions to Soole J that the whole process was corrupt and invalid are without merit. His grounds of appeal against Soole J's decision are incoherent. An appeal would have no real prospect of success and there is no other compelling reason (or any reason) to allow such an appeal to proceed.

Information for or directions to the parties

Mediation: Where permission has been granted or the application adjourned:

Does the case fall within the Court of Appeal Mediation Scheme (CAMS) automatic pilot categories (see below)? NO

Pilot categories:

- | | |
|---|---|
| <ul style="list-style-type: none"> • All cases involving a litigant in person (other than immigration and family appeals) • Personal injury and clinical negligence cases; • All other professional negligence cases; • Small contract cases below £500,000 in judgment (or claim) value, but not where principal issue is non-contractual; | <ul style="list-style-type: none"> • Boundary disputes; • Inheritance disputes. • EAT Appeals • Residential landlord and tenant appeals |
|---|---|

If yes, is there any reason not to refer to CAMS mediation under the pilot? NO

If yes, please give reason:

Non-pilot cases: Do you wish to make a recommendation for mediation? NO

Where permission has been granted, or the application adjourned

- a) time estimate (excluding judgment)
- b) any expedition

Signed:

Date: Lord Justice Bean
23rd February 2023
BY THE COURT

Notes

- (1) Rule 52.6(1) provides that permission to appeal may be given only where –
 - a) the Court considers that the appeal would have a real prospect of success; or
 - b) there is some other compelling reason why the appeal should be heard.
- (2) Where permission to appeal has been refused on the papers, that decision is final and cannot be further reviewed or appealed. See rule 52.5 and section 54(4) of the Access to Justice Act 1999.
- (3) Where permission to appeal has been granted you must serve the proposed bundle index on every respondent within 14 days of the date of the Listing Window Notification letter and seek to agree the bundle within 49 days of the date of the Listing Window Notification letter (see paragraph 21 of CPR PD 52C).