



Court of Protection

Application notice

For office use only
Date received
Date issued

Case no.

10370284

Full name of person to whom the application relates
(this is the person who lacks, or is alleged, to lack capacity)

MRS ANN CLARKE



Please read first

- This form can be used in a variety of circumstances and must be used for applications within proceedings. For further guidance on when this form is to be used please see the Court of Protection Rules 2007 and the Practice Directions accompanying the Rules or contact Customer Services at the number below.
- If you wish to apply to start proceedings please complete the COP1 application form.
- If you wish to apply to be joined as a party to the proceedings please complete the COP10 application notice for applications to be joined as a party.
- You may have to pay a fee when you make an application. Refer to the leaflet COP44 Court of Protection – Fees for details.
- You may need to pay for any costs you incur during the proceedings. If the court considers that you have acted unreasonably you can be ordered to pay the costs incurred by other parties.
- Please continue on a separate sheet of paper if you need more space to answer a question. Write the case number, your name, the name of the person to whom the application relates, and number of the question you are answering on each separate sheet.
- For assistance in completing this form please see guidance notes and website: www.gov.uk/court-of-protection
- Court of Protection staff cannot give legal advice. If you need legal advice please contact a solicitor.

2.4

Please provide the details of any person who you reasonably believe has an interest which means they ought to be heard by the court in relation to this application notice and who is not already a party to the proceedings.

Full name including title	Full address including postcode	Connection to the person to whom the proceedings relate
MICHAEL RAYMOND CLARKE	NOT KNOWN (MIKE@RAKE.NET)	SON OF ANN CLARKE

Section 3 – Statement of truth

The statement of truth is to be signed by you, your solicitor or your litigation friend.

I believe (The applicant believes) that the facts stated in this application notice are true.

Signed

M. A. Clarke *A. Wild*

*Applicant's litigation friend's solicitor

Name

KEVIN CLARKE ANGEA WILD

Date

16-4-2016

Name of firm

Position or office held

* Please delete the options in brackets that do not apply.

Now read note 1 about what you need to do next.

1.5 What is your role in the proceedings?

- Applicant (the person who filed the COP1 application form)
- Person to whom the application relates
- Other party to the proceedings
- Other (please give details)

Section 2 - Your application

2.1 What order or direction are you seeking from the court?

THAT MRS ANN CLARKE BE BROUGHT BACK TO ENGLAND SO THAT SHE CAN BE CARED FOR HERE THAT WE BE GIVEN CHARGE OF ANN CLARKE'S BLACKPOOL HOUSE TO PREVENT ITS DETERIORATION & SO THAT IT CAN BE LET TO PROVIDE AN INCOME FOR ANN CLARKE. SHOULD THIS ORDER BE GRANTED TO US ANY COMMUNICATION FROM MICHAEL SHOULD BE DONE THROUGH C.O.P.

2.2 Please set out the grounds on which you are seeking the order or direction?

SEE ATTACHED STATEMENT.

2.3 Any evidence in support of your application must be filed with this application notice. If you are attaching any written evidence please use the COP24 witness statement form.

Evidence attached

If the court requires that evidence be given by affidavit then you need to use the COP25 affidavit form.

Section 1 - Your details

1.1 Your details Mr. Mrs. Miss Ms. Other _____

First name KEVIN ANGELA

Middle name(s) ANTHONY

Last name CLARKE WIND

1.2 Address (including postcode) 2 HEYSIDE AVENUE 8 BURNSIDE
ROYTON SHAW
OLDHAM OLDHAM
OL2 6LB OL2 8LE

Telephone no. Daytime 07892 419 104
Evening
Mobile 07871 949401

E-mail address kevin.clarke@638yphoo.co.uk

1.3 Is a solicitor representing you? Yes No

If Yes, please give the solicitor's details.

Name

Address (including postcode)

Telephone no. Fax no.

DX no.

E-mail address

1.4 Which address should official documentation be sent to?

Your address

Solicitor's address

Other address (please provide details)

ARRIVED BY EMAIL TO MIKE CLARKE @ 2200HRS SUNDAY 17.04.2016

Statement for the case number 10370284 from Kevin Clarke and Angela Wild.

There are numerous reasons why we feel that Ann Clarke should be brought back to England:-

We believe Mike Clarke is not a fit carer and never has been.

Mother has only ever been used for money.

Over the years we have seen mums neglect and financial abuse by Mike Clarke. Numerous letters and complaints have been made to Hugh Jones in the past, even family members who have holidayed in Spain with her have witnessed this. They also have complained that Mike Clarke has bullied his way around the family with his threats and verbal aggression. This has resulted in all family members stopping visiting mum and nana. When family members have holidayed in Spain, they have witnessed a lack of food in the home, a lack of Ann's personal care, for example, only being bathed once a week.

Mike Clarke has slandered Angela's name that much to mum, mum is a vulnerable lady and he should not be saying the things he does to her.

His financial abuse of mum is disgusting and disturbing. It should not have been allowed to go on for so long.

Whilst living in blackpool, mum was left in the care of a cleaner and lodgers whilst Mike was in Thailand. We believe mum has had no benefits from her money. Mum would have had a better quality of life surrounded by her wider family members. There are great grandchildren that she has never even met. We feel that she is missing out on so much family time.

The deterioration of mums blackpool property is solely due to Mike Clarke. Mum should be living in and being cared for in her own home.

Mum looks frail and we do not think that Mike Clarke is capable of caring for her. When mum was admitted to hospital in Spain and she calorific and protein malnutrition, bedsores that were severely infected and kidney failure due to dehydration. See attached doctors report to substantiate these claims

We are requesting keys to mums home, to assess the situation. Kevin is a builder, along with his son and Angie's son. They will be able to put right any work that needs doing to the property. We hope then to formulate a plan to rent the property and give Ann an income. Mike Clarke has used Ann as a cash cow. He has got away with this for years and thus far, no one has been able to stop him. Mum has been dragged from pillar to post to facilitate Mike Clarke's lifestyle.

Angela Wild is a foster carer, her husband is a business man, between them they own several properties, if Mike Clarke has an issue with Angela looking after mums property, then we are more than happy to split that responsibility between Angela and Kevin. Kevin and his wife Tracey could look after mums property whilst Angela offers support from the side lines.

Respectfully

Angela Wild and Kevin Clarke

To Mr Judge Jackson

Ref: Steve Power (the builder)

Ref: Ann Clarke 10370284

I, Kevin Clarke would like to express my views on the statement made to the court by Mr Steven Power.

Firstly, I would like to clarify that Steven Power is not a friend of the Clarke family. He is best friend of Michael Clarke. He is just a person that I know of.

Steven Power states that he is the builder in charge of maintaining my mothers property in Blackpool. I would like to know why this man even has the keys to the property.

He further states that he has invested money to carry out repair work to bring the property up to scratch for it to be marketed, Steven Power, being the best friend of Michael Clarke, knows full well that the property can not be sold as it is in the court of protection.

Steven Power also states that he has had numerous viewings of mothers house, knowing that the property can not be sold. I have tried to find the property advertised but to no avail. Steven Power is a well known property developer himself. I can categorically state that I have never had any conversation with Steven Power regarding the sale of my mothers Blackpool home.

He further goes on to say that the property would be a financial liability if my mother was to return home to the U.K, then contradicts himself by saying that my mother is not going to return home.

By trade, I am a builder who has built up a good reputation over many years and have over three hundred customers. Many of my customers have multiple properties which I maintain. I am intrigued to see for myself the fifteen thousand pounds worth of damage to my mothers property, so that I can assess the damage for myself and put things into perspective.

In my opinion, this property is being deliberately run down and under valued for somebody else's financial gain.

Respectfully

Kevin Clarke