

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY



KB-2024-BHM-000107

B E T W E E N:

THE UNIVERSITY OF NOTTINGHAM

Claimant

-and-

(1) MX JOEL BUTTERWORTH

(also known as RIVER BUTTERWORTH (they/them))

(2) MR SAMEH ESMAILZADAH

(3) MR JOHN ELDRIDGE

(4) MS ARADHYA NEGI

(5) *Non students/staff:* PERSONS UNKNOWN, BEING PERSONS ENTERING OR REMAINING IN AN ENCAMPMENT OCCUPATION OF LAND BY CAMPING ON THE JUBILEE CAMPUS AT THE UNIVERSITY OF NOTTINGHAM WHO ARE NOT CURRENTLY STUDENTS, STAFF OR EMPLOYEES OF THE CLAIMANT ~~OR WHO UPON BEING ASKED WHETHER THEY CAN SHOW THAT THEY ARE STUDENTS, STAFF OR EMPLOYEES OF THE CLAIMANT, FAIL TO DO SO~~

(6) *Students/staff:* PERSONS UNKNOWN, BEING PERSONS ENTERING OR REMAINING IN AN ENCAMPMENT OCCUPATION OF LAND BY CAMPING ON THE JUBILEE CAMPUS AT THE UNIVERSITY OF NOTTINGHAM WITHOUT THE CLAIMANT'S LICENCE OR CONSENT WHO ARE CURRENTLY STUDENTS, STAFF OR EMPLOYEES OF THE CLAIMANT ~~AND WHO UPON BEING ASKED WHETHER THEY CAN SHOW THAT THEY ARE STUDENTS, STAFF OR EMPLOYEES DO SO~~

Defendants

ORDER

BEFORE the Honourable Mr Justice Ritchie sitting at Birmingham Civil Justice Centre on 18th June 2024.

UPON READING the Application Notice of the Claimant dated 17 June 2024 and the email from the Defendants solicitors dated 18.6.2024.

NOW IT IS ORDERED THAT:

1. Pursuant to CPR 3.1(2)(b) of the Civil Procedure Rules:
 - 1.1 The hearing listed for 10.30am on Wednesday 19 June 2024 is vacated; and
 - 1.2 The matter is re-listed for a hearing on the first available date after 25 June 2024 with a time estimate of one day taking into account the availability of counsel for both parties.
2. Costs reserved

Service of this Order and Documents

3. Pursuant to CPR 6.27:
 - 3.1 The Claimant has permission to serve: (a) this Order and (b) any witness statements and (c) all bundles for hearings and (d) all other documents which need to be served, on the Fifth and Sixth Defendants by the following method:
 - (a) Placing three stakes in the land which being camped on at Jubilee Campus in places where they are clearly visible and attaching to each stake copies of the documents in a sealed transparent envelope addressed to ‘the occupiers’; and
 - (b) Publishing a copy of the documents on the Claimant’s website <https://www.nottingham.ac.uk/legalservices>; and
 - 3.2 Service shall be deemed to have been effected on the Fifth Defendant and Sixth Defendant at 4pm on the date by which service by the methods referred to in paragraph 3.1 has been completed.

Liberty to Apply

4. Any party affected by this Order may apply to have this Order set aside, varied or stayed. Any such application must be made within 24 hours of serve of the Order on that party. Any person applying to set-aside, vary or stay this Order must provide their full name, address and an email address for service, and must apply to be joined as a named Defendant to the proceedings at the same time.
5. Liberty to apply to the Claimant upon 24 hours notice.

Ritchie J

18.6.2024

Communication with the Court

All communications to the Court about this Order (which should quote the case number) should be sent to:

Birmingham District Registry, Birmingham Civil Justice Centre

Priory Cours, 33 Bull Street, Birmingham B4 6DS

E: kb.birmingham@justice.gov.uk

T: 0121 681 4441

F: 01264 785 131

DX: 701987 Birmingham 7

The Claimant's solicitors and their contact details are:

Shakespeare Martineau LLP

No. 1 Colmore Square Birmingham B4 6AA

E: Danielle.Lomg@shma.co.uk

T:0121 631 5218

DX721090 Birmingham 43

Ref: 350002.404

SERVICE OF THIS ORDER

The Court has provided a sealed copy of this Order to the Claimant by its solicitors:

Shakespeare Martineau LLP

No. 1 Colmore Square Birmingham B4 6AA

A copy of the sealed Order will be sent by the Claimant to the Defendants in accordance with the terms of the Order above.