

**ANDREW HALL v THE COMPTROLLER-GENERAL OF PATENTS AND HER  
MAJESTY'S REVENUE & CUSTOMS AND THE ATTORNEY GENERAL AND  
THE INFORMATION COMMISSIONER**

## **ESSENTIAL READING LIST**

### **Preface**

1. The essential reading and viewing relates to parts 1, 2, 3, 4, 5a-c of the information in Part 3 of the Claim Form N461 (summarised under "dates of decisions" on PAGE 14 OF THE FORM N461).
2. The Claimant is a victim of falsification of the Patent Office Registers which occurred in September 2004 in respect of which he has been obstructed in various ways by the Defendants, to whom the Claimant properly referred matters for investigation, decisions and action.
3. There follows a list of essential reading with respect to the conduct and decisions of the First Defendant which gave rise to the Claimant's approaches to the Second, Third and Fourth Defendants for investigation, Decisions and action in respect thereof.
4. This application has arisen because the Second, Third and Fourth Defendant did not do what was expected and required of them.

***With regard to the Second, Third and Fourth Defendants' decisions:***

5. PAGE 937 and PAGE 975 OF THE EVIDENCE BUNDLE present the Third Defendant's letters to the Claimant in respect of the need for a Decision from the Second Defendant as to how the First Defendant's liability to penalty arose.
6. PAGE 975 is the nearest the Claimant can get to providing evidence that the Second Defendant has issued a formal decision to the Third Defendant that in its opinion there has been no fraud - a decision which the Claimant contends to be falsely and unlawfully made, in defiance of the evidence of fraud.

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7. PAGE 356 A OF THE EVIDENCE BUNDLE presents the Second Defendant's decision that the First Defendant is liable to penalty under §17 Stamp Act 1891 for breach of §14 Stamp Act 1891. (Other essential reading demonstrates that the evidence exposes the breach to be the result of deliberate acts of defiance of the Stamp Act 1891 and other relevant Acts and Rules).
8. PAGES 808-810, 878 AND 919 OF THE EVIDENCE BUNDLE present the Fourth Defendant's decisions in respect of his investigation into breaches of §.77 Freedom of Information Act 2000 by the First Defendant.
9. PAGE 141 OF ANNEX 3, APPENDIX 3 presents true Patent Office practice (concealed from the Claimant by substitution of altered section instructions).
10. PAGE 144 OF ANNEX 3, APPENDIX 3 presents the altered instruction, which contradicts the First Defendant's claim on PAGE 143, see below).
11. PAGE 143 OF ANNEX 3, APPENDIX 3 presents the First Defendant's claim of 12-11-07 <sup>1</sup> that it was normal procedure to inspect all documents filed for registration;
12. PAGE 142 OF ANNEX 3, APPENDIX 3 presents the First Defendant's claim of 18-10-07 that practice had not changed in recent years, a claim apparently contradicted by PAGES 141 & 144 if PAGE 144 was altered before 18-10-07.
13. The Claimant contends that the Word Document Pat Ass DN Ver3.doc, which was altered by the First Defendant and used to deceive the Claimant into believing that the First Defendant's claims of 12-11-07 were true, was concealed by the Fourth Defendant during his investigation as, in electronic form, it contains the date upon which the alteration was made, and the Fourth Defendant did not want to bring a prosecution against the First Defendant.
14. The Claimant contends that amidst fully-supported allegations that the altered Word Document was used by the First Defendant in breach of §77 Freedom of Information Act 2000 its embedded electronic dating and alteration data is Essential Reading. However, the First and Fourth Defendants refuse to disclose this essential information, in spite of the Claimant's repeated requests.

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<sup>1</sup> The full letter is presented at pages 101-102 of the Claimant's Evidence Bundle Book 1.

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15. The Claimant contends that the Fourth Defendant should have established, by his own recovery and inspection of the available and clearly-identified evidence, the date upon which Pat Ass DN Ver3.doc was altered by the First Defendant and thereby establish the link between the Claimant's requests for the section instructions and the First Defendants alteration and substitution of section instructions.

**16. By way of explanation of the issues giving rise to this application, the following are considered to be essential reading:**

- i. PAGE 7 OF THE STATEMENT OF GROUNDS & FACTS summarises key issues in respect of each of the four Defendants and how they variously came to be involved in this matter;
- ii. PAGES 4 -12 OF THE STATEMENT OF GROUNDS & FACTS;
- iii. PAGES 23-24 OF THE STATEMEN OF GROUNDS & FACTS summarises certain key issues with reference to essential parts of the evidence presented at Annex 3 of Appendix 3;
- iv. PAGES 25-26 OF THE STATEMENT OF GROUNDS & FACTS summarises, in the form of an index, the declarations to be sought;
- v. PAGE 43 OF THE STATEMENT OF GROUNDS & FACTS sets out the decisions to be sought;
- vi. PAGES 44-45 OF THE STATEMENT OF GROUNDS & FACTS summarises the Claimant's claim for damages;
- vii. PAGE 46 OF THE STATEMENT OF GROUNDS & FACTS sets out the orders sought in respect of damages;
- viii. PAGE 96 – 103 OF SCHEDULE 5 OF APPENDIX 1 summarise matters of Stamp Duty and registration such that there can be no doubt that the First and Second Defendants were aware of their duties and obligations.

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- ix. PAGES 77- 85 OF SCHEDULE 1 OF APPENDIX 1 summarise three Events by which the First Defendant undermined and defied his duties as a Registrar with respect the administration of registrations of transfers of patents, the inspection of documentary evidence of transfers of patents, and his duty to ensure that all and any necessary Stamp Duty has been paid.
- x. PAGES 87 – 88 OF SCHEDULE 2 OF APPENDIX 1 present informative extracts from the Stamp Taxes Manual (as amended March 2002).

17. The following indices are considered to be essential viewing in order to generally assess what is available and to be relied upon by way of explanation and evidence to support the Claimant's contentions:

- i. Appendix 1 index (page 48);
- ii. Appendix 2 index (page 105);
- iii. Appendix 3 index (page 115)
- iv. Appendix 3, Annex 1, Summary of Index of "Extracts from Exhibits" (the Extracts are at Annex 3 and the full index in respect thereof is at Annex 2);
- v. Appendix 3, Annex 6, Summary Index of Evidence Documents (pp. 329-332).

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