

Eighth Witness Statement

Party: Claimants

Exhibit: AJ08

Date: 11th April 2024

Claim No: QB-2022-001259

Claim No: QB-2022-001241

Claim No: QB-2022-001420

**IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BETWEEN**

SHELL INTERNATIONAL PETROLEUM COMPANY LIMITED

Claimant (QB-2022-001259)

SHELL U.K. OIL PRODUCTS LIMITED

Claimant (QB-2022-001420)

SHELL U.K. LIMITED

Claimant: (QB-2022-001241)

- and -

PERSONS UNKNOWN ENTERING OR REMAINING IN OR ON THE BUILDING KNOWN AS SHELL CENTRE TOWER, BELVEDERE ROAD, LONDON ("SHELL CENTRE TOWER") WITHOUT THE CONSENT OF THE CLAIMANT, OR DAMAGING THE BUILDING OR DAMAGING OR BLOCKING THE ENTRANCES TO THE SAID BUILDING

Defendant (QB-2022-001259)

PERSONS UNKNOWN DAMAGING, AND/OR BLOCKING THE USE OF OR ACCESS TO ANY SHELL PETROL STATION IN ENGLAND AND WALES, OR TO ANY EQUIPMENT OR INFRASTRUCTURE UPON IT, BY EXPRESS OR IMPLIED AGREEMENT WITH OTHERS, IN CONNECTION WITH PROTEST CAMPAIGNS WITH THE INTENTION OF DISRUPTING THE SALE OR SUPPLY OF FUEL TO OR FROM THE SAID STATION

Defendant (QB-2022-001420)

PERSONS UNKNOWN ENTERING OR REMAINING AT THE CLAIMANT'S SITE KNOWN AS SHELL HAVEN, STANFORD-LE-HOPE (AND AS FURTHER DEFINED IN THE PARTICULARS OF CLAIM) WITHOUT THE CONSENT OF THE CLAIMANT, OR BLOCKING THE ENTRANCES TO THAT SITE

Defendant (QB-2022-001241)

Louis McKechnie

Second Defendant(QB-2022-001420)

Louise Harris
Third Defendant (QB-2022-001420)

Callum Goode
Fourth Defendant(QB-2022-001420)

Christopher Ford
Fifth Defendant(QB-2022-001420)

Sean Jordan
(also known as Sean Irish, John Jordan, John Michael Jordan and Sean O'Rourke)
Sixth Defendant(QB-2022-001420)

Emma Ireland
Seventh Defendant(QB-2022-001420)

Charles Philip Laurie
Eight Defendant(QB-2022-001420)

Michael Edward Davies also previously known as Michael Edward Jones
Ninth Defendant(QB-2022-001420)

Tessa-Marie Burns (also known as Tez Burns)
Tenth Defendant(QB-2022-001420)

Simon Reding
Eleventh Defendant(QB-2022-001420)

Kate Bramfit
Twelfth Defendant(QB-2022-001420)

Margaret Reid
Thirteenth Defendant(QB-2022-001420)

David Nixon
Fourteenth Defendant(QB-2022-001420)

Samuel Holland
Fifteenth Defendant(QB-2022-001420)

Eighth Witness Statement of Alison Judith Oldfield

I, **Alison Judith Oldfield** of Eversheds Sutherland (International) LLP ("**Eversheds Sutherland**") of Water Lane, Leeds LS11 5DR **WILL SAY AS FOLLOWS:**

1. INTRODUCTION

- 1.1 I am a partner at Eversheds Sutherland and have conduct of this matter on behalf of each of the Claimants in the subject proceedings.
- 1.2 Unless I state otherwise, the facts in this statement are within my knowledge and true. Where the facts are not within my knowledge, they are true to the best of my knowledge and belief, and I identify the source of my knowledge.
- 1.3 References to page numbers in this statement are to page numbers in **Exhibit AJ08**.
- 1.4 The purpose of this witness statement is to:
 - 1.4.1 confirm the steps taken to serve the various parties to these proceedings with various documents following the Order of Soole J dated 15th March 2024 ("**the 15th March 2024 Order**");
 - 1.4.2 to the extent necessary, to obtain the court's confirmation that those steps amount to good service;
 - 1.4.3 support the application of the Claimant in proceedings numbered QB-2022-1420 ("**the Petrol Station Proceedings**") for a variation of the provisions of the 15th March 2024 Order relating to alternative service of future documents on certain Named Defendants in those proceedings;
- 1.5 To recap, the 15th March 2024 Order provided for the following documents to be served by the Claimants:
 - 1.5.1 any evidence upon which they wish to rely in support of the renewal of the injunction in these proceedings by 4pm on 19th March 2024;
 - 1.5.2 the re-amended Claim Form and Particulars of Claim in proceedings numbered QB-2022-1420 (the Petrol station proceedings) by 4pm on 22nd March 2024;
- 1.6 In addition the 15th March 2024 Order itself needed to be served and also my Seventh Witness Statement dated 14th March 2024 which confirms the steps taken to notify the relevant parties of the timing of the adjourned hearing of our application dated 12th February 2024.

SERVICE OF DOCUMENTS

2. Service upon the Named Defendants in the Petrol Station Proceedings

- 2.1 Paragraph 7 of the 15th March 2024 Order provides that the Named Defendants in the Petrol Station proceedings should be served:
 - 2.1.1 by uploading it to <http://www.noticespublic.com>;

- 2.1.2 by posting to their last known address which was supplied to the Claimant in the Petrol Station proceedings by the relevant police authority by first class post, special delivery and/or by hand delivery; unless any defendant has also confirmed they will accept service by email pursuant to CPR Rule 6A paragraph 4.1.
- 2.2 For completeness I confirm that when I refer to the steps taken to serve those "Named Defendants" I do so in connection with the Named Defendants in the Petrol Station proceedings.
- 2.3 As to that, two of the Named Defendants – Charles Philip Laurie and Emma Ireland - have both confirmed (pursuant to CPR Rule 6A paragraph 4.1) that they consent to the service of documents in relation to these proceedings by email. Copies of those confirmations are at **pages 1-4 of AJ08**.
- 2.4 In addition paragraphs 7.4 and 7.5 of the 15th March 2024 Order make provision for alternative service upon the Third Defendant (Louise Harris) and the Tenth Defendant (Tess Burns) by social media to the extent it is possible to do so in practice.
- 2.5 Finally paragraph 8 of the 15th March 2024 Order permits service on documents upon the Fifteenth Defendant (Samuel Holland) by the same means provided for in respect of the First Defendant and to which I refer further at paragraph 4 below.
- 2.6 I set out below the steps which have been taken to serve each of the documents referred to at paragraphs 1.5 and 1.6 upon the Named Defendants. In case it assists the court I also attach at **pages 5-7 of AJ08** a schedule which summarises the steps which have been taken to serve copies of those various documents upon the Named Defendants. I refer to the source of the information for that schedule (which was obtained from Finlays Legal Ltd process servers) further below.
- 2.7 It can be seen from that schedule that the documents were served in 2 tranches; the witness evidence upon which the Claimants' rely in support of the renewal of the injunctions in each of these proceedings were served in one tranche and, subsequently, the 15th March 2024 Order, the sealed amended Claim Form and the amended Particulars of Claim in the Petrol stations proceedings were served in a second tranche.

Service of the Witness evidence upon which the Claimant relies for renewal of the Injunctions.

- 2.8 The following witness statements were served upon the Named Defendants in support of the Claimants' application for the renewal of the injunction in each proceedings:
- 2.8.1 The Second witness statement of Christopher Prichard-Gamble;
- 2.8.2 The Fourth witness statement of Benjamin Austin;
- 2.8.3 My Sixth witness statement of Alison Oldfield;

- 2.9 In addition my Seventh witness statement has also now been served.
- 2.10 I shall refer to all these witness statements collectively as "**the Witness Evidence**".
- 2.11 Copies of the Witness Evidence were served by hand on all the Named Defendants except for Philip Laurie and Samuel Holland by delivering by hand using a process server, Finlays Legal Limited ("Finlays") in accordance with paragraph 7.3 of the 15th March 2024 Order. (The confirmation from Ms Ireland concerning email service was not received until after the various documents to which I refer in this statement had been served.)
- 2.12 There is now produced and shown to me marked **AJ08 pages 8-14** copies of a series of statements of service prepared by the individuals at Finlays Legal Limited who were responsible for service of the Witness Evidence. The information I have set out in this witness statement is obtained from those statements and I believe it to be true. In summary, those statements confirm that the relevant process server delivered parcels containing the Witness Evidence to the Named Defendants as follows:
- 2.12.1 On 18th March 2024 to the last known addresses for Louis McKechnie, Emma Ireland, Callum Goode, Simon Reding, David Nixon and Margaret Reid;
- 2.12.2 On 19th March 2024 to the last known addresses for Louise Harris, Christopher Ford, Sean Jordan, Michael Davis (also known as Michael Jones), Kate Bramfit, and Tess Burns.
- 2.13 At **page 15 of AJ08** I have exhibited an example of the covering letter which accompanied the Witness Evidence in the case of each Named Defendant. The exact time of delivery in respect of each Named Defendant is recorded in the schedule at **pages 5-7 of AJ08**.
- 2.14 We also sent a copy of the Witness Evidence to Charles Philip Laurie and Emma Ireland by emails dated 18th and 19th March 2024 in the light of their confirmations referred to at paragraph 2.3 above. Given the size of the documents which were being emailed they had to be sent in batches. (A point I will return to below). The emails were sent by my colleague, Alexander Wright from this firm's centralised Shell Service email account – ShellService@eversheds-sutherland.com. Ms Ireland's emails were timed between 13:23 on 18th March 2024 and 08:42 on 19th March 2024. Mr Laurie's emails were timed at various times between 11:50 on 18th March 2024 and 8:41 on 19th March 2024. Copies of the emails to Mr Laurie and Ms Ireland are at **pages 16-27 of AJ08**.
- 2.15 In addition a message was also sent on 18 March 2024 at 11:57 via direct message to the Facebook page of Louise Harris as follows:

Dear Louise Harris

On 13 March 2024 we sent you a message to let you know that the 11 March 2024 hearing to hear our client Shell UK Oil Limited's application to join you as a defendant in its injunction proceedings had been adjourned (part heard) until 3pm on Friday 15th March.

Pursuant to Mr Justice Soole's Order dated 15 March 2024 (and made following the 15 March 2024 hearing) we are required to serve you with copies of the below listed documents. You will find copies of them at: <https://www.noticespublic.com/>

1. Sixth Witness Statement of Alison Oldfield dated 12 March 2024;
2. Exhibits to the Sixth Witness Statement of Alison Oldfield dated 12 March 2024;
3. Second Witness Statement of Christopher Pritchard Gamble dated 14 March 2024;
4. Exhibits to Second witness statement of Christopher Pritchard Gamble dated 14 March 2024;
5. Fourth Witness Statement of Benjamin Austin dated 14 March 2024; and
6. Exhibit to Fourth Witness Statement of Benjamin Austin dated 14 March 2024.

Together the above documents comprise our clients' evidence in support of the continuation of the injunctions in the above proceedings.

You will also find a copy of (for completeness) the Seventh Witness Statement of Alison Oldfield dealing with service of the Order of 13 March 2024 at: www.noticespublic.com.

Yours sincerely

Eversheds Sutherland (International) LLP

A copy of this message can be found at **pages 28-29 of AJ08**.

- 2.16 It has not been possible to upload a similar message to the LinkedIn account of Tessa-Marie (also known as Tez) Burns (as we originally envisaged) because Ms Burns has still not responded to our initial message of 5th March 2024 and it has not therefore been possible to communicate further via this means with Ms Burns. Screenshots of the error message we received when attempting to serve Ms Burns on both 19th March 2024 and 21st March 2024 can be found at **page 30 of AJ08**. Notwithstanding that fact, as I explained at paragraph 3.11 of my fifth witness statement, our initial message to Ms Burns provided her with a link to the <http://www.noticespublic.com/> website. As I explain below, copies of all the Witness Evidence has also been uploaded onto that website.

Service of the amended pleadings and the 15th March 2024 Order on the Named Defendants

- 2.17 We also asked Finlays to arrange for service of copies of the sealed amended Claim Form, amended Particulars of Claim and 15th March 2024 Order to be delivered by hand to the last known address of all the Named Defendants except for Philip Laurie and Samuel Holland in accordance with paragraph 7.3 of the 15th March 2024 Order.
- 2.18 There is now produced and shown to me marked **AJ08 pages 31-38** copies of a series of statements of service prepared by the individuals at Finlays Limited who were responsible for service of amending pleadings and the 15th March 2024 Order. The information I have set out in this witness statement is obtained from those statements and I believe it to be

true. In summary, those statements confirm that the relevant process server delivered parcels containing the amended pleadings and the 15th March 2024 Order as follows:

- 2.18.1 On 21st March 2024 in the case of Emma Ireland, Kate Bramfit and Margaret Reid.
 - 2.18.2 On 22nd March 2024 in the case of Louis McKechnie, Louise Harris, Christopher Ford, Sean Jordan, Michael Davis and Tess Burns.
 - 2.18.3 The statement of Mick Cain dated 25 March 2024 also confirms that, due to the timing of receipt of the sealed amended Claim Form, the unsealed amended Claim Form, amended Particulars of Claim and 15th March 2024 Order were initially served on David Nixon, Simon Reding and Callum Goode on 21 March 2024. As can be seen at **page 36 of AJ08** Mick Cain subsequently served the sealed amended Claim Form on David Nixon, Simon Reding and Callum Goode on 22nd March 2024.
- 2.19 At page 39 **of AJ08** I have exhibited an example of the covering letter which accompanied the amended pleadings and 15th March 2024 Order in the case of each Named Defendant. At page 40 **of AJ08** I have exhibited an example of the covering letter which accompanied the re-service of the sealed amended Claim Form on David Nixon, Simon Reding and Callum Goode. The exact time of delivery in respect of each Named Defendant is recorded in the schedule at **pages 5-7 of AJ08**.
- 2.20 We also sent a copy of the amended pleadings and 15th March 2024 Order to Charles Philip Laurie and Emma Ireland by emails. Service of the 15th March 2024 Order was sent to Messrs Laurie and Ireland under cover of emails timed at 08:31 and 08:32 on 19th March 2024. Service of the amended pleadings were sent to Messrs Laurie and Ireland under cover of emails both timed at 16:18 on 21 March 2024. Copies of the emails to Mr Laurie and Ms Ireland are at pages 41-44 of **Exhibit AJ08**.
- 2.21 In addition a message was also sent on 19 March 2024 at 19:50 via direct message to Louise Harris as follows:
- Dear Louise Harris*
- On 18 March 2024 we sent you a message to let you know that Mr Justice Soole had made an Order pursuant to the hearing which took place on 15 March 2024 to hear our client Shell UK Oil Limited's application to join you as a defendant in its injunction proceedings.*
- You will find a copy of the Sealed Order dated 15 March 2024 at: www.noticespublic.com.*
- Yours sincerely*
- Eversheds Sutherland (International) LLP*
- A copy of this message can be found at **page 45 of AJ08**.
- 2.22 A further message was sent to Louise Harris on 21 March 2024 at 18:20 as follows:

Dear Louise Harris

Pursuant to Mr Justice Soole's Order dated 15 March 2024 (and made following the 15 March 2024 hearing), we are required to serve you with copies of the below listed documents in respect of Claim No: QB-2022-0001420. You will find copies of them at: www.noticespublic.com.

1. Sealed Re-Amended Claim Form; and
2. Re-amended Particulars of Claim.

Yours sincerely

Eversheds Sutherland (International) LLP

A copy of this message can be found at **page 46 of AJ08**.

2.23 Again it has not been possible to upload a similar message to the LinkedIn account of Tessa-Marie (Tez) Burns (as we originally envisaged) because Ms Burns has still not responded to our initial message of 5th March 2024 and it has not therefore been possible to communicate further via this means with Ms Burns. A screenshot of the error message can be found at **page 47 of AJ08**. I repeat the point made above that, notwithstanding that position, our original email to Ms Burns made her aware of the availability of all documents in relation to these proceedings via www.noticespublic.com

3. Information obtained during service of these documents on Named Defendants in the Petrol Stations proceedings

3.1 During the course of undertaking the exercise of service which I describe above, the process servers were told certain information of which I believe the court should be made aware. It has also prompted the Claimant in the Petrol Station Proceedings to make an application to vary the provisions of the 15th March 2024 Order in so far as it makes provision for alternative service of future documents in these proceedings.

3.2 Specifically, it can be seen from the information provided by the process servers at pages **8-14 and 31-38** of **AJ08** that in a few cases they were told by individuals at the properties which they visited that relevant Named Defendant no longer lived there.

3.2.1 Kevin Healey the process server who delivered the 15th March 2024 Order and amended pleadings on the last known address of Louis McKechnie on 22nd March 2024, reported that a woman indicating that she was Louis McKechnie's mother said that he did not live at the address. That individual did however confirm that she would pass the documents to Louis McKechnie;

3.2.2 Michael Rees, the process server who delivered the relevant documents to the last known address of Tessa Burns has confirmed (in his statement dated 22nd March 2024) that, when he served the witness evidence, an individual at the property indicated that Ms Burns no longer lived at that address. They did not have an alternative address for Ms Burns. Given the existing service requirements we instructed Mr Rees to delivery copies of the 15th March 2024

Order and amended pleadings upon the same address because it is the last known address of Ms Burns. In this case also however I wanted to bring to the attention of the court that we have reason to believe that service upon this address will not bring future documents in relation to these proceedings to the attention of Ms Burns.

3.2.3 Nigel Walker, who delivered the relevant documents to the last known address of Louise Harris has confirmed (in his statement dated 22nd March 2024) that an individual who answered the door on a previous visit had indicated that Ms Harris sold the property about 18 months ago.

3.2.4 Finally our enquires have indicated that Callum Goode has been remanded in prison in connection with protestor activity. There is attached to this witness statement at **AJ08** pages **49-53** a copy of press article confirming that position. That said the statements of Mick Cain, the process server who dealt with delivery of documents to Callum Goode confirm that he left the witness evidence in the porch of his property on 18th March 2024 (statement dated 20th March 2024) and that on 21 March 2024 Mr Goode's father accepted service of the 15th March 2024 Order (statement dated 22nd March 2024) as set out at page **35** of **AJ08**.

3.3 As a consequence of the information which Finlays process servers have passed to us, the Claimant in the Petrol Station Proceedings has concluded that documents served upon those Named Defendants at the addresses given to us by the relevant police authority may not in practice come to their attention.

3.4 Given that state of affairs we have made enquiries as to whether these Named Defendants have social media accounts which could be used to try and bring documents in these proceedings to their attention. I am informed by my colleague Bethany Taylor and believe that Louis McKechnie and Callum Goode do indeed have social media accounts. The Claimant in the Petrol Stations Proceedings therefore seeks an order that, to the extent it is possible in practice, service of future documents in these proceedings shall be validly served by sending a message to Louis McKechnie's and Callum Goode's social media accounts.

Variation of the Order relating to service on Named Defendants in the Petrol Station proceedings

3.5 In those circumstances too the Claimant seeks orders in relation to the Named Defendants in the Petrol Station Proceedings that:

3.5.1 the various steps already taken to bring the witness evidence, the 15th March 2024 Order and amended pleadings to the attention of the Named Defendants shall be good service in respect of those documents; and

- 3.5.2 to the extent it is reasonably possible service of future documents may also be effected by sending messages to the social media accounts of the second (McKechnie) and fourth (Goode) Defendants including a link to the documents available on the www.noticespublic.com data site (in addition to the provisions relating to service by social media upon the third (Harris) and tenth (Burns) Defendants which were granted by the 15th March 2024 Order) instead of service on the postal addresses previously used for those second and fourth defendants;
- 3.5.3 to the extent that any Named Defendant confirms they will accept service of documents by email pursuant to CPR Rule 6A paragraph 4.1, such service can be effected by sending a message to the email address of the relevant individual containing a link to www.noticespublic.com where the documents can be found.
- 3.5.4 such methods being in addition to those provided for by paragraphs 7.1 and 7.2 of the 15th March 2024 Order in respect of Persons Unknown. As to that the Claimant also seeks an order that the provisions of paragraph 7.1 be varied so as to permit service of future documents on the email addresses contained in Schedule 2 of that Order be effected by sending a message to the email addresses containing a link to www.noticespublic.com where the documents can be found.

4. Service upon Persons Unknown in each proceedings

- 4.1 In accordance with the provisions of Paragraph 22 of the 15th March 2024 Order the following steps were taken to serve the documents referred to at paragraphs 1.5 and 1.6 above on the First Defendants in each set of proceedings (being Persons Unknown).
- 4.1.1 By sending them to each of the email addresses listed Schedule 2 of the 15th March 2024 Order;
- 4.1.2 By uploading them onto the website <http://www.noticespublic.com/> at various times on 18th, 19th and 21st March 2024;
- 4.1.3 By sending them to any person who has previously requested a copy of the Claim Documents from any of the Claimants in these consolidated proceedings.

Uploading to www.noticespublic.com

- 4.2 Copies of all the documents were uploaded onto the www.noticespublic.com datasite at various times (as they became available) between 18th and 21 March 2024

Service upon the Schedule 2 email addresses

- 4.3 I set out the detail of the timing and subject line of the email in the table below. Those emails were sent from an email address, shell.service@eversheds-sutherland.com, which Eversheds Sutherland has created in order to serve the various documents in this matter.

My colleagues, Alex Wright (Principal Associate) and Bethany Taylor (Associate), and I have access to and control of this dedicated email address.

4.4 Pausing however before providing this detail, it will be seen from the information set out in the remainder of this paragraph that it has been necessary to serve a number of the documents in multiple parts because of the size of the electronic files concerned. It is our experience that any electronic file must usually be less than 20mb in size to be successfully transmitted via email. The witness evidence in particular in these proceedings often exceeds that file size. By way of illustration my sixth witness statement had to be split into 3 parts in order to achieve file sizes which could be transmitted through the recipients' firewalls. Had the witness statement of Christopher Prichard-Gamble been sent by conventional email means, it would have had to be split into 20 pdfs to ensure each was less than 20mb in size. For that reason (and given the current service requirements) Mr Prichard-Gamble's statement and exhibit was sent via link to this firm's mimecast large file sending mechanism. That mechanism requires the recipient to click on a link in the email and download the document. A process very similar to clicking on a link to the www.noticespublic.com data site and downloading the documents contained on that site.

4.5 The short point therefore is that the requirement to serve copies of the documents by email is, in practice, resulting in multiple emails. That, in turn, not only increases the complexity of the service task for this firm but also increases the complexity and risk of confusion for the Defendants receiving these emails.

4.6 It is for that reason that we also seek a variation of the service provisions relating to these proceedings so as to permit service of future documents upon the relevant defendant and anyone else who requests copy documents by providing a message and a link to the documents on the www.noticespublic.com data site. A point I return to at paragraph 4.25 below

4.7 I turn now to the detail of the documents which we have served upon the First Defendant.

Item No.	Document(s) Served	Subject	Email date/time (Exhibit Reference)
	15 th March 2024 Order	Shell U.K Oil Products Limited v Persons Unknown (QB-2022-001240), Shell UK Limited v Persons Unknown (QB-0222-001241) Shell International Petroleum Company Limited	19.03.24 timed at 08:30 AJ08 page 54

		(QB-2022-001259)- Court Order dated...	
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Item No.	Document(s) Served	Subject	Email date/time (Exhibit Reference)
	Sealed Re-Amended Claim Form and Re-Amended Particulars of Claim	Shell U.K Oil Products Limited v Persons Unknown (QB-2022-001240) - Sealed Re-Amended Claim Form and Re-Amended Particulars of Claim	21.03.24 timed at 16:17 AJ08 page 67
Item No.	Document(s) Served	Subject	Email date/time (Exhibit Reference)
	Witness Evidence	Shell U.K Oil Products Limited v Persons Unknown (QB-2022-001240), Shell UK Limited v Persons Unknown (QB-0222-001241) Shell International Petroleum Company Limited (QB-2022-001259)	Sent in 6 parts between 18.03.2024 at 13:32 and 19.03.2024 at 08:52 AJ08 pages 81, 100, 113, 126, 139 and 152

The Order dated 15th March 2024

4.8 11 automatic responses were received in response to the above emails. Having reviewed the timings of the automated responses, I believe that:

4.8.1 2 automatic responses were received on 19 March 2024 from press@extinctionrebellion.uk and xr-action@protonmail.com, and which appear to be automatic tailored responses to any emails received. A copy of the relevant emails are exhibited at pages 55-57 of **Exhibit AJ08**.

- 4.8.2 8 further automatic responses were received on 19 March 2024 from eoexrtnt@protonmail.com; xrmidlandstraining@protonmail.com; xrpoliceliaison@protonmail.com xrpeopleassembly@protonmail.com xrdemocracy@protonmail.com youthclimateswarm@protonmail.com xr-regionaldevelopment@protonmail.com and xrne.training@protonmail.com noting the "mailbox quota exceeded" or "mailbox full" (exhibited at **pages 58-61 and 63-66 of Exhibit AJ08**). I understand from this firm's IT team that these emails were properly sent but will not have been delivered to / received by the recipient mailbox as the mailboxes were full.
- 4.8.3 1 further automatic response was received on 19 March 2024 from support@xrnorth.org which advised that the email could not be delivered as the "recipient's email address is possibly incorrect". A copy of the relevant email is exhibited at **page 62 of Exhibit AJ08**.

The Sealed Re-Amended Claim Form and Re-Amended Particulars of Claim

- 4.9 12 automatic responses were received in response to the above email. Having reviewed the timings of the automated responses, I believe that:
- 4.9.1 3 automatic responses were received on 21 March 2024 from press@extinctionrebellion.uk, xr-action@protonmail.com, and xr-legal@riseup.net which appear to be automatic tailored responses to any emails received. A copy of the relevant emails are exhibited at pages **68-71 of Exhibit AJ08**.
- 4.9.2 On 21 March 2024 automatic responses were received from the same 8 email addresses as I refer to in paragraph 4.8.2 above eoexrtnt@protonmail.com; xrmidlandstraining@protonmail.com; xrpoliceliaison@protonmail.com xrpeopleassembly@protonmail.com xrdemocracy@protonmail.com youthclimateswarm@protonmail.com xr-regionaldevelopment@protonmail.com and xrne.training@protonmail.com noting the "mailbox quota exceeded" or "mailbox full" (exhibited at **pages 72-79 of Exhibit AJ08**). I understand from this firm's IT team that these emails were properly sent but will not have been delivered to / received by the recipient mailbox as the mailboxes were full.
- 4.9.3 1 further automatic response was received on 21 March 2024 from support@xrnorth.org which advised that the email could not be delivered as the "recipient's email address is possibly incorrect". A copy of the relevant email is exhibited at **page 80 of Exhibit AJ08**.

Sixth Witness Statement of Alison Oldfield

- 4.10 Given the file size of the exhibit to my Sixth Witness statement it had to be served in 3 parts. I will deal with each part which was served in turn.

Part 1

4.11 17 automatic responses were received in response to this email. Having reviewed the timings of the automated responses, I believe that:

4.11.1 9 automatic responses were received on 18 March 2024 from press@extinctionrebellion.uk, xr-action@protonmail.com, xrsw.trainings@gmail.com, artsxr@gmail.com, xrlondoncoord@gmail.com, xr.connectingcommunities@gmail.com, xrlondoncommunityevents@gmail.com, xrsocialmediaevents@gmail.com and xr-legal@riseup.net which appear to be automatic tailored responses to any emails received. A copy of the relevant emails are exhibited at pages 82-91 of **Exhibit AJ08**

4.11.2 7 further automatic responses were received on 18 March 2024 from eoexrtnt@protonmail.com; xrmidlandstraining@protonmail.com; xrpoliceliaison@protonmail.com xrpeopleassembly@protonmail.com xrdemocracy@protonmail.com youthclimateswarm@protonmail.com and xr-regionaldevelopment@protonmail.com noting the "mailbox quota exceeded" or "mailbox full" (exhibited at **pages** 92-93 and 95-99 of **Exhibit AJ08**). I understand from this firm's IT team that these emails were properly sent but will not have been delivered to / received by the recipient mailbox as the mailboxes were full.

4.11.3 1 further automatic response was received on 18 March 2024 from support@xrnorth.org which advised that the email could not be delivered as the "recipient's email address is possibly incorrect". A copy of the relevant email is exhibited at page 94 of **Exhibit AJ08**.

Part 2

4.12 11 automatic responses were received in response to this email. Having reviewed the timings of the automated responses, I believe that:

4.12.1 2 automatic responses were received on 18 March 2024 from press@extinctionrebellion.uk and xr-action@protonmail.com, which appear to be automatic tailored responses to any emails received. A copy of the relevant emails are exhibited at pages **101-103** of **Exhibit AJ08**

4.12.2 8 further automatic responses were received on 18 March 2024 from eoexrtnt@protonmail.com; xrne.training@protonmail.com; xrmidlandstraining@protonmail.com; xrpoliceliaison@protonmail.com xrpeopleassembly@protonmail.com xrdemocracy@protonmail.com youthclimateswarm@protonmail.com and xr-regionaldevelopment@protonmail.com noting the "mailbox quota exceeded" or "mailbox full" (exhibited at **pages** **104-109** and **111-112** of **Exhibit AJ08**). I

understand from this firm's IT team that these emails were properly sent but will not have been delivered to / received by the recipient mailbox as the mailboxes were full.

- 4.12.3 1 further automatic response was received on 18 March 2024 from support@xrnorth.org which advised that the email could not be delivered as the "recipient's email address is possibly incorrect". A copy of the relevant email is exhibited at **page 110 of Exhibit AJ08**.

Part 3

- 4.13 11 automatic responses were received in response to this email. Having reviewed the timings of the automated responses, I believe that:

- 4.13.1 2 automatic responses were received on 18 March 2024 from press@extinctionrebellion.uk and xr-action@protonmail.com, which appear to be automatic tailored responses to any emails received. A copy of the relevant emails are exhibited at pages **114-116 of Exhibit AJ08**

- 4.13.2 8 further automatic responses were received on 18 March 2024 from eoexrtnt@protonmail.com; xrne.training@protonmail.com; xrmidlandstraining@protonmail.com; xrpoliceliason@protonmail.com; xrpeopleassembly@protonmail.com xrdemocracy@protonmail.com youthclimateswarm@protonmail.com and xr-regionaldevelopment@protonmail.com noting the "mailbox quota exceeded" or "mailbox full" (exhibited at **pages 117-118 and 120-125 of Exhibit AJ08**). I understand from this firm's IT team that these emails were properly sent but will not have been delivered to / received by the recipient mailbox as the mailboxes were full.

- 4.13.3 1 further automatic response was received on 18 March 2024 from support@xrnorth.org which advised that the email could not be delivered as the "recipient's email address is possibly incorrect". A copy of the relevant email is exhibited at **page 119 of Exhibit AJ08**.

Seventh Witness Statement of Alison Oldfield

- 4.14 11 automatic responses were received in response to this email. Having reviewed the timings of the automated responses, I believe that:

- 4.14.1 2 automatic responses were received on 18 March 2024 from press@extinctionrebellion.uk and xr-action@protonmail.com, which appear to be automatic tailored responses to any emails received. A copy of the relevant emails are exhibited at pages **127-129 of Exhibit AJ08**

4.14.2 8 further automatic responses were received on 18 March 2024 from eoexrtnt@protonmail.com; xrne.training@protonmail.com; xrmidlandstraining@protonmail.com; xrpoliceliaison@protonmail.com; xrpeopleassembly@protonmail.com xrdemocracy@protonmail.com youthclimateswarm@protonmail.com and xr-regionaldevelopment@protonmail.com noting the "mailbox quota exceeded" or "mailbox full" (exhibited at **pages 130-133 and 135-138 of Exhibit AJ08**). I understand from this firm's IT team that these emails were properly sent but will not have been delivered to / received by the recipient mailbox as the mailboxes were full.

4.14.3 1 further automatic response was received on 18 March 2024 from support@xrnorth.org which advised that the email could not be delivered as the "recipient's email address is possibly incorrect". A copy of the relevant email is exhibited at **page 134 of Exhibit AJ08**.

Fourth witness statement of Benjamin Austin.

4.15 11 automatic responses were received in response to this email. Having reviewed the timings of the automated responses, I believe that:

4.15.1 2 automatic responses were received on 18 March 2024 from press@extinctionrebellion.uk, and xr-action@protonmail.com, which appear to be automatic tailored responses to any emails received. A copy of the relevant emails are exhibited at **pages 140-142 of Exhibit AJ08**.

4.15.2 8 further automatic responses were received on 18 March 2024 from eoexrtnt@protonmail.com; xrmidlandstraining@protonmail.com; xrpoliceliaison@protonmail.com xrpeopleassembly@protonmail.com xrdemocracy@protonmail.com youthclimateswarm@protonmail.com xr-regionaldevelopment@protonmail.com and xrne.training@protonmail.com noting the "mailbox quota exceeded" or "mailbox full" (exhibited at **pages 143 and 145-151 of Exhibit AJ08**). I understand from this firm's IT team that these emails were properly sent but will not have been delivered to / received by the recipient mailbox as the mailboxes were full.

4.15.3 1 further automatic response was received on 18 March 2024 from support@xrnorth.org which advised that the email could not be delivered as the "recipient's email address is possibly incorrect". A copy of the relevant email is exhibited at **page 144 of Exhibit AJ08**.

Second Witness statement of Christopher Pritchard Gamble

4.16 11 automatic responses were also received in response to this email. Having reviewed the timings of the automated responses, I believe that:

- 4.16.1 2 automatic responses were received on 19 March 2024 from press@extinctionrebellion.uk, and xr-action@protonmail.com, which appear to be automatic tailored responses to any emails received. A copy of the relevant emails are exhibited at **pages 153-155** of **Exhibit AJ08**
- 4.16.2 8 further automatic responses were received on 19 March 2024 from eoexrtnt@protonmail.com; xrmidlandstraining@protonmail.com; xrpoliceliaison@protonmail.com xrpeopleassembly@protonmail.com xrdemocracy@protonmail.com youthclimateswarm@protonmail.com xr-regionaldevelopment@protonmail.com and xrne.training@protonmail.com noting the "mailbox quota exceeded" or "mailbox full" (exhibited at **pages 156-157 and 159-164 Exhibit AJ08**). I understand from this firm's IT team that these emails were properly sent but will not have been delivered to / received by the recipient mailbox as the mailboxes were full.
- 4.16.3 1 further automatic response was received on 18 March 2024 from support@xrnorth.org which advised that the email could not be delivered as the "recipient's email address is possibly incorrect". A copy of the relevant email is exhibited at **page 158** of **Exhibit AJ08**.
- 4.17 Apart from the automated response referred to above no responses from any of the other email addresses were received. I have no reason to believe that the emails sent to the other email addresses to which the above emails were sent were not delivered or received, and no other 'bounce back' or delivery failure notifications in this regard were received.
- 4.18 I therefore consider that the remaining emails sent to the email addresses linked to Extinction Rebellion and Just Stop Oil (being those from whom no bounce back was received) were delivered.

Service upon other addresses

- 4.19 Finally, copies of all the documents referred to at paragraphs 1.5 and 1.6 above were sent to the following other addresses either by hand delivery (via process servers) or by email as follows:
- 4.19.1 Bindmans LLP solicitors. That firm had previously indicated it was instructed on behalf of Jessica Branch who applied to be heard as an interested party in the proceedings at the hearing of the Claimant's previous application to extend the injunction in April 2023. As Nigel Walker's witness statements enclosed at **pages 13 and 37 of AJ08** confirm, copies of the Witness Evidence were served by hand at 16:50 on 18th March 2024 and copies of the Order dated 15th March 2024 and the amended pleadings were served by hand at 18:20 on 21 March 2024;

- 4.19.2 Ms Jessica Branch. Again as the witness statements enclosed at **pages 8 and 31-32 of AJO 8** also confirm copies of the Witness Evidence were served by hand at 10:30am on 19th March 2024 and copies of the Order dated 15th March 2024 and the amended pleadings were served by hand at 14:06 on 22nd March 2024;
- 4.19.3 Michael Gibson. Again Nigel Walker's witness statements enclosed at **pages 13 and 37-38 of AJ08** confirm copies of the witness evidence were served by hand at 18:15 on 18th March 2024 and copies of the 15th March 2024 Order and the amended pleadings were served by hand at 5:30am on 22nd March 2024;
- 4.20 Copies of those letters of service are at pages 165-167 of **Exhibit AJ08**.
- 4.21 I should add that I am informed by Kevin Healey, the process server who delivered the relevant documents to the last known address of Jessica Branch that a Ms Smalligan answered the door and stated that Ms Branch now longer lived at the address. Ms Branch has also instructed Bindmans LLP to represent her in relation to these proceedings however and, as I explain in paragraphs 4.19.1 and 4.24.1, that firm was also served with all the papers referred to in paragraphs 1.5 and 1.6 above. Ms Branch is of course not a Defendant but rather an individual who has asked to be sent copies of documents relating to the proceedings.
- 4.22 Various orders in these proceedings have made provision for service on the First Defendant (persons unknown) to include the sending of documents to anyone who requests them by the Claimants or their solicitors. Specifically, paragraph 11 (iii) of the Order of McGowan J dated 5 May 2022; paragraph 4.1.3 of Hill J dated 28th April 2023; and paragraph 22.3 of the 15th March 2024 Order in the Petrol Station proceedings. Likewise Paragraph 4.1.3 of the Orders of Hill J dated 28th April 2023 in the Haven and Tower Proceedings.
- 4.23 In all cases however those paragraphs provide for the sending of documents to those individuals direct rather than to their solicitors. It is for that reason that the Claimant in the all three proceedings seeks orders to permit the service of documents on solicitors as when as the individuals themselves (see paragraph 4.25 below).
- 4.24 Finally the following individuals, who had previously also indicated a wish to receive documents in the proceedings, were served with a copies of the relevant documents by email as follows;
- 4.24.1 Alice Hardy at Bindmans LLP. Copies of the Witness Evidence were also served upon Bindmans LLP by email in various tranches (because of the size of the electronic files containing the exhibits) at various times between 12:44pm and 2:09pm on 18th March 2024 (**pp168-174 of Exhibit AJ08**) and copies of the Order dated 15th March 2024 and the amended pleadings were served by email

at 8:30am on 19th March 2024 and 16:20pm on 21st March 2024 respectively
(**pp175-176 of Exhibit AJ08**);

- 4.24.2 Nick Hoffman. Copies of the Witness Evidence were also served at various times between 12:55pm on 18th March 2024 and 08:42am on 19th March 2024 and copies of the 15th March 2024 Order and the amended pleadings were served by email at 8:31am on 19th March 2024 and 16:19pm on 21st March 2024 respectively; (**pp177-184 of Exhibit AJ08**)
- 4.24.3 Michaela Marc. Copies of the Witness Evidence were also served at various times between 13:16pm on 18th March 2024 and 08:42am on 19th March 2024 and copies of the 15th March 2024 Order and the amended pleadings were served by email at 8:31am on 19th March 2024 and 16:21 pm on 21st March 2024 respectively; (**pp185-192 of Exhibit AJ08**)and
- 4.24.4 Raphael Dalzell. Mr Dalzell has only asked to receive copies of documents in relation to proceedings numbered QB-2022-1259 (the Shell Centre Tower proceedings). We did not therefore send him copies of the fourth witness statement of Benjamin Austin - which relates only to the Petrol Station Proceedings. Neither did we send him copies of the amended Claim form and amended particulars of claim which again, relate only to the Petrol Station proceedings. With that caveat we sent Raphael Dalzell copies of the Witness Evidence at various times between 13:07pm on 18th March 2024 and 08:42am on 19th March 2024. A copy of the 15th March 2024 Order was served by email at 8:32am on 19th March 2024. Copies of those emails are at **pages 193-198 of AJ08**.

Variation of the Order relating to service upon Persons Unknown in each Proceedings

- 4.25 In the circumstances I have described above the Claimant also seeks a variation of the orders in relation to the service of Persons Unknown in relation to each set of proceedings as follows:
- 4.25.1 so as to permit service of future documents upon the relevant defendant and anyone else who requests copy documents by providing a message concerning the additional documents and a link to the www.noticespublic.com data site;

4.25.2 so as to permit the sending of a message and a link to the documents on the www.noticespublic.com Data Site to individuals who have requested copies of documents at their last known address or to their email address or to their retained solicitors.

Statement of Truth

I believe that the facts stated in this witness statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to made, a false statement in a document verified by a statement of truth without an honest belief in its truth.



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Alison Judith Oldfield

Dated: 11 April 2024