OPUS₂

MBR Acres Limited & Others v Free the MBR Beagles & Others

Day 9

May 9, 2023

Opus 2 - Official Court Reporters

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1	Tuesday, 9 May 2023
2	(10.30 am)
3	MR JUSTICE NICKLIN: There's a problem with that screen
4	apparently, but I think we can manage without that,
5	probably. We'll try to get it fixed at some point
6	during this morning.
7	Right. So are we ready $$ we need to clear the
8	court?
9	MS BOLTON: My Lord, we do.
10	MR JUSTICE NICKLIN: Can I ask those members of the public
11	who are present, please, you'll need to step outside
12	just for a few moments because we're about to swear
13	a witness, which has to be done in private, and then we
14	go into the public session.
15	MS BOLTON: My Lord, I'm being told there's no sound in the
16	witness room.
17	MR JUSTICE NICKLIN: There's a red microphone thing up there
18	flashing which I've not seen before.
19	MS BOLTON: It has a line through it. Yes, it appears to be
20	on mute I think.
21	(Hearing in private)
22	Is that any better? Can you hear us now?
23	THE WITNESS: Yes, I can hear you.
24	MR JUSTICE NICKLIN: Okay. Good. We can activate the
25	screen, please. Thank you very much.

1	MS BOLTON: My Lord, the next witness is Employee A and
2	that's [redacted], and her statement can be found at
3	pages 1251 to 1281 with the exhibits at 1282 to 1289.
4	MR JUSTICE NICKLIN: Right. Can we swear the witness,
5	please?
6	EMPLOYEE A (sworn)
7	MR JUSTICE NICKLIN: Right. So you can cut the feed to the
8	screen now and we'll get the public back in, please.
9	(Hearing in public)
10	Yes, Ms Bolton.
11	Examination—in—chief by MS BOLTON
12	MS BOLTON: Employee A, good morning. Employee A, there
13	should be a witness statement in front of you starting
14	at page 1251. Do you see that?
15	A. Yes, I do.
16	Q. It should say "First witness statement of Employee A".
17	A. Yes, it does.
18	Q. If you could please turn through to page 1281 $$
19	A. Yes.
20	Q. $$ is that your signature or is that you that has signed
21	it off as Employee A on that last page there?
22	A. Yes, it is.
23	Q. If you could turn to pages 1282 through to 1289,
24	please
25	A. Yes.

2

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1	Q. $$ is that the exhibit to your witness statement?
2	A. Yes, it is.
3	Q. Is that witness statement still true to the best of your
4	knowledge and belief?
5	A. Yes, it is.
6	MS BOLTON: Thank you, Employee A. There may be some
7	further questions for you.
8	A. Thank you.
9	MR JUSTICE NICKLIN: All right, Mr Curtin.
10	Cross—examination by MR CURTIN
11	MR CURTIN: Good morning.
12	A. Good morning.
13	Q. I'm going to run through your statement and just so you
14	understand, I'm defending myself so I have in front of
15	me your witness statement and I'm going to go through it
16	chronologically with a view to defending myself because
17	this is your evidence against me; okay?
18	A. Yes.
19	Q. Paragraph 1 and I just made some marks across various
20	comments and we'll go through it.
21	THE EPE OPERATOR: Sorry to interrupt. Which bundle are you
22	in, just so I can put it on screen?
23	MR CURTIN: There might be some difference. I'm in my
24	bundle, D11, page 591. Do you have that in front of
25	you?
20	
	3
1	A. Yes, I have.
2	Q. And second sentence:
3	"I have worked at the Wyton Site for 34 years
4	(except for a break of 18 months), including when it was
5	owned and operated by different companies."
6	Yes?
7	A. Yes.
8	Q. So we'll go into $$ I think you mention it again
9	straightaway afterwards and I just want to establish
10	that that's 34 years working — MBR Acres I think took
11	over in $$ is it 2016/2017? Before then it was owned by
12	Envigo, which had previously been known as
13	"Harlan Interfauna" and previously that had been known
14	as "Interfauna". But of all the witnesses that have
15	come before me, you've perhaps been one of the longest;
16	yes? You don't know that. I'm telling you now. Of the
17	witnesses before me, you're perhaps the most senior $$
18	one of the most senior. Do you accept that? Hello?
10	Can you hear me? Hello?

- 19 Can you hear me? Hello?
- 20 MR JUSTICE NICKLIN: Wait a minute, Mr Curtin.
- 21 THE CLERK OF THE COURT: There's an issue on her side.
- 22 MS BOLTON: Can the witness hear me? No, it's not working.
- 23 (Pause)
- 24 They can hear us but we can't hear them.
- 25 MR JUSTICE NICKLIN: It's a receiving issue at our end.

- 1 We're not receiving their response. So at the remote
- 2 side, can you check you haven't muted the microphones?
- 3 Has anybody changed any of the settings while we were in
- 4 that process? I just don't understand why it would
- 5 suddenly stop working.
- 6 MS BOLTON: No, my Lord.
- MR JUSTICE NICKLIN: Right. I'll rise then and we'll try to 7
- 8 get it fixed.
- 9 (10.40 am)
- 10 (A short break)
- 11 (10.43 am)
- 12 MR JUSTICE NICKLIN: Right, Employee A, can you hear us? A. Yes. I can.
- 13
- MR JUSTICE NICKLIN: Mr Curtin, start again. 14
- 15 MR CURTIN: Right then. Let's try again.
- 16 So the first paragraph, you talk of your work there
- 17 for 34 years. Now, what's not on trial here -- and
- 18 I wish it was but I've been forbidden by the judge -- is
- 19 the rights and wrongs of animal experiments. I just
- 20 want to see where we can agree that those 34 years of 21
- experience -- you're aware of how controversial this 22 topic is, aren't you?
- 23 A. Yes. I am.
- 24 Q. And we'll come to the evidence in a while, but in those 25
 - 34 years I would put to you you've seen different waves

- 1 of the anti-vivisection movement. At times it was
- 2 stronger, at times it was weaker. It's gone up and down
- 3 in that 34 years, but it's always been there as
- 4 a controversial issue. Would you accept that?
- 5 A. Yes, I do.
- Q. When I talk about controversial, I mean controversial. 6 7 There was a friend of mine, a man called Barry Horne,
- 8 who died in prison on a hunger strike over animal
- 9 experiments. Do you remember such strong actions as
- 10 that, a man dying on hunger strike?
- 11 A. Vaguely, yes
- 12 Q. Like I said, things come in waves, but there's been 13 times -- on World Day for Laboratory Animals in this
- 14 country, time and time, year after year, in those
- 15 34 years, where there have been not just thousands but
- 16 tens of thousands of people demonstrating. Would you 17 accept that?
- 18 A. To be honest with you, I don't know. I don't pay much 19 attention to the public or the media.
- 20 Q. Okay. Let's work through your statement. Paragraph 7, 21
- you talked of perhaps what you saw as the beginning of 2.2 the camp and that Amanda James and Bethany Mayflower
- 23 "would hold up a piece of paper to the ... traffic ...
- 24 to raise awareness of what she thought was going on at
- the ... Site". Do you see that? Paragraph 7. 25

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- 1 A. Yes, that's what I've put in my statement, yes. Q. In the rest of your statement I put to you that -- in 2 3 the rest of this statement I would put to you that it 4 creates something of a nostalgic golden age of how quiet 5 the protests used to be and you're exaggerating -- there is an exaggeration when it comes to the Camp Beagle 6 7 demonstrations. 8 For example, I put to you that your memories of 9 Amanda James holding up a piece of paper -- I put to 10 you, yes, and protesting and shouting, and shouting things like "Shame on you" and "Puppy killer". It's not 11 12 in your statement, but is that possible, that that sort 13 of thing was at that demonstration you talk about here 14 between Amanda James and Bethany? It was a bit more 15 than someone standing there with a piece of paper. 16 That's the thing ${\sf I}$ 'm trying to get at. Do you 17 understand my point? 18 A. From what I can recollect of when Amanda James was at 19 the gate on her own and with Bethany, all I recall is 20 her shouting "Shame on you". 21 Q. Okay. And how did that make you feel? 22 A. Annoved. Intimidated. Scared. 23 Q. So two protestors, two women, one holding a piece of
- 24 paper, saying "Shame on you", made you annoyed,
- 25 intimidated and scared; yes?

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Yes and threatened

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2	Q.	Okay. Just a simple point, but I have to go through
3		this point. Paragraph 8, you talk about blocking staff
4		from accessing the Wyton site by car. We'll talk about
5		some of the obstructions that took place but it's not
6		your case, is it, that you were actually prevented from
7		ever entering the site or leaving the site? Prevented
8		from entering so the fact that you had to double-back
9		and go home and prevented from leaving the site, in fact
10		that you stayed there all night? There were
11		obstructions, but it wasn't a blockade to actually stop
12		you getting in and out. I'm accepting there were
13		obstructions. Would you accept that?
14	Α.	Just $$ sorry, just give me a moment, please.
15		Yes, as my statement says, protestors were standing
16		in the road and blocking staff from accessing the Wyton
17		site by car.
18	Q.	Yes, but I'm asking you $$ we're going to talk about it.
19		I'm not doubting there are obstructions, demonstrators,
20		by standing in the pathway. I just wanted to say $$
21		I just wanted to ask you, were you ever actually
22		prevented from entering the site , for example $$ from
0.0		

- entering? Were you ever prevented from going to work in 23
- 24 the day?
- 25 A. No.

- 1 Q. Okay.
- 2 MR JUSTICE NICKLIN: Employee A, can I just make something
- 3 clear, please? When you're giving evidence, you may be
- 4 asked to look at your witness statement by the person
- 5 asking you the questions, but unless you're asked to do
- 6 that, please can you not, as it were, look yourself at
- 7 the witness statement? If you want to, you must ask,
- 8 please.
- 9 A. Okay. Thank you.
- 10 MR CURTIN: Paragraph 9, the first sentence:
- 11 "As a result of the escalating intensity of the
- 12 protests, from around 28 June 2021 onwards it was not
- 13 possible to enter or exit the Wyton Site safely."
- 14 I just want to ask you first of all a few simple
- 15 little questions. Did you write this statement of your 16 own free will and are they your words that you chose?
- 17 A. Yes, these are my words.
- I / A. Yes, these are my words
- 18 Q. Were you guided in any way by anyone as you made the19 statement?
- 20 A. No.
- 21 $\,$ Q. Would it be a surprise to you if I was tell you that
- 22 I keep seeing this sentence time after time in other
- 23 \qquad people's statements and it's word perfect, it's the
- 24 exact words? Would that be a surprise to you?
- 25 $\,$ A. Not really, no, because all my colleagues and all the

- staff went through the same thing, so.
 Q. Ah -- sorry, I interrupted you. I apologise. I should not have interrupted you. You were saying?
 A. No, I said no, it doesn't surprise me that most of the statements are the same because we're all together and we all went through the same thing when it comes to entering and exiting the site.
- 8~ Q. But this is your statement or is it a collective
- 9 statement? This is your statement?
- 10 A. This is my statement.
- 13 and I put it to you that you were guided. That's all.
- 14 A. No, I was not guided. These are my words.
- 15 Q. Okay. Further on down that paragraph:
- 16 " ... the ... Site [was] frequently obstructed and
- 17surrounded by large groups of protestors, and a heavy18police presence was often required to enter and exit the
- 19 Site."
- 20 Wasn't it the case from late June/early July onwards
- 21 there was as workers came in and out of site, there 22 was always a police presence. It wasn't like one was
- 22 was always a police presence. It wasn't like one was 23 required because of a certain -- that may happen because
- required because of a certain -- that may happen because
 of a certain incident, but it was standard for police to
- 25 be there in the morning and at 4 o'clock or

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- 3/4 o'clock when you were leaving. Would you accept
 that?
 A. Sorry, could you repeat the question?
- 4~ Q. I'm putting it to you that, once the camp was
- 5 \qquad established , it was routine, absolutely routine, for the
- $\boldsymbol{6}$ police to be at the gates of the Wyton site when workers
- 7 came in and when workers left; would you accept that?
- 8 A. Yes.
- 9~ Q. The next few paragraphs, 12 and 13, and the remaining
- $10 \qquad \mbox{ couple of consequent } --\mbox{ whatever the word is. The next }$
- 11 few paragraphs deals with the convoy, the convoy
- 12 situation that was arranged; yes?
- 13 A. Yes
- 14~ Q. Just a simple question about that. The convoy, is it
- 15 right that it was a joint enterprise between the
- 16 workers, the management, the security and the police?
- 17 \qquad You chose -- there was a choice by all these combined
- 18 parties to form this convoy; yes?
- 19 A. Yes

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- 20 Q. Now, paragraph 12, the last sentence:
- "We were concerned that being noticed might lead to
 protestors finding out where we were meeting and them
 abusing us there also."
- abusing us there also.
 I would just like to draw your attention to "might".
- 24 I would just like to draw your attention to might ,
 25 that word. "We were concerned ...", it's

11

- 1 understandable -- I understand it, but I'm going to come 2 across -- in this statement, it would be my case that 3 you did indeed have a lot of fears of bad things 4 happening to you and there's a lot of "mights" and "shoulds" and "maybes" in this statement. So I'm 5 6 accepting that you did have fear and, as we go through 7 this statement, hopefully you'll understand why I came 8 to this first "might". It's the case that you -- with 9 34 years of experience in the profession and knowing 10 what you do, the level of controversy, you vaguely 11 remember a man dying on hunger strike and thousands of 12 people and God knows all the events, there was a level 13 of fear -- you have a level of fear of people who 14 protest about animal experiments; would that be correct? 15 A. Yes 16 Q. Very good. Point number 13: 17 "We would sometimes wait for a long time due to the 18 number of protestors ... at the Wyton Site, and the 19 police or security not being confident that we could 2.0 enter safely.' 21 Yes? 22 A. Yes 23 Q. So the convoy waited to go in. You don't know what's 24 happening at site, do you? You're dependent on the
 - choice of either the management or the police to say

1		it 's okay; yes?
2	Α.	Yes, we were waiting for the police to say it's clear
3		for us to come to work.
4	Q.	Paragraph 18, you talked about $$ even once you got into
5		the convoy, you talked about it being "scary and
6		intimidating and harassing". So you're in the convoy,
7		you've got the police, you've been told to come in, but
8		you still found it scary, intimidating and harassing;
9		yes? This is your evidence?
10	Α.	Yes, I did.
11	Q.	That's $$ it's like a generic sentence, that one.
12		That's how I read it. Would you agree that when you're
13		in the convoy, it's arranged that you can go in, people
14		are shouting "Shame on you", "Puppy killers", and this
15		you find scary, intimidating and harassing; correct?
16	Α.	Yes.
17	Q.	"I felt nervous and bullied."
18		Now, is this a collective bullying $$ for example,
19		let me put a word, "Leave us alone. You lot don't
20		understand. This is a good place to work", et cetera,
21		or is it personal bullying? You felt targeted?
22	Α.	I felt targeted, yes.
23	Q.	Is that because people shouted your name?
24	Α.	No, I just felt nervous and intimidated by what was

25 going on around.

13

1	Q.	Yes, it's your $$ this is your evidence. I'm not
2		dismissing or taking away your feelings. I'm just
3		enquiring about them. It's what I've got to do because
4		it's here in front of me. But I would question $$ as
5		we'll come to later, I put to you, throughout the
6		evidence against me, at no point is there any concept
7		from my behalf of targeting you personally and I would
8		say on behalf of the behaviour of the protestors $$ and
9		you tell me otherwise $$ you $$ if I can put it this
10		way, you get the same as the car in front and the car
11		behind; would you accept that? You get the same as the
12		car in front and the car behind or do you think in your
13		case it would get louder and more aggressive as you
14		passed into the gates?
15	Α.	No, it was the same as the car in front and the car
16		behind. It's just the way I felt . I felt bullied,
17		intimidated and harassed, the same as everybody else.
18	Q.	Is there an element of collective bullying there? You
19		just said "same as everyone else". Is it your case that
20		you all get bullied then?
21	Α.	I don't know. You'd have to ask them. But we all went
22		through the same thing. We all went through the same
23		thing, so

Q. Okay. Let's carry on. Last sentence. Again, you know,
before I drew attention to what might happen -- and I'm

14

1		not taking away your fears. I'm here to talk about
2		them $$ you were scared that protestors might smash the
3		windows, that they might slash the tyres. Is that based
4		on 34 years of some experience of reading the headlines
5		and maybe having some personal experience of what
6		militant campaigners could do?
7	Α.	I don't quite understand the question. Could you
8		repeat, please?
9	Q.	You're worried about your car getting $$ the windows
10		getting smashed and the tyres getting slashed, but
11		nowhere $$ certainly not $$ my witness bundle, there are
12		no incidents like that happening to you. I'm just
13		asking about these fears of things that might happen.
14		Are they $$ I'm putting to you they're based on 34 years
15		of knowing about the headlines $$ of reading the
16		headlines in papers and of knowing the exploits of
17		animal rights campaigners, militant animal rights
18		campaigners. So this is a fear based on $$ it's fear
19		based on fear really . Not fear based on what's
20		happening in front of you but fear based on some $$
21		I wouldn't say "imaginary thoughts" because that would
22		be to dismiss it , but fears based on some presumption of
23		what might happen, not what was actually happening in
24		front of you. Do you understand my long question?
25	Α.	I do in a way, yes, but, no, that's how I felt . I felt

15

1	that that could happen $$ not necessarily with what's
2	been going on before, 34 years of experience. It's just
3	the way I felt at the time.
4	MR JUSTICE NICKLIN: Can I ask whether you still feel like
5	that when you arrive in the site in the last few weeks,
6	for example?
7	A. Not so much the thought of they can slash the tyres, but
8	I still feel scared and intimidated when I come into
9	site and when I leave site. It's the same every day.
10	MR JUSTICE NICKLIN: Is that a fear borne of uncertainty
11	about what they might be capable of doing or what they
12	are actually doing?
13	A. It's a bit of both. I mean, they have a barrier to
14	stand behind, but they $$ some people still do try and
15	come into the middle of the road and you just don't know
16	what they're going to do and it scares me.
17	MR CURTIN: If we go through, paragraph 20, you talk about:
18	"I do not feel safe risking the protestors
19	discovering my identity and targeting me in my life
20	outside work."
21	Yes?
22	A. Yes.
23	Q. I can understand that fear. Has your identity been
24	discovered whilst working at MBR? Have you been
25	personally outed?

- 1 A. No, I haven't.
- 2 Q. Have you been personally targeted?
- 3 A. No, I haven't.
- 4 Q. Okay. And there's an incidence here of
- 5 Bethany Mayflower and David Manning having some sort of 6 encounter in Huntingdon town centre; yes?
- 7 A. Yes.
- 8 Q. Can I put it to you that this was -- when it happened --
- 9 perhaps it was spoken about in work and this added to
- 10 your fear -- there was a fear here that workers had
- 11 begun to be targeted. I can imagine that was going on.
- 12 Once you heard that David Manning -- something had
- 13 happened to him in the town centre, this would raise
- $14\,$ your fears, "Oh, no, they're following us from work",
- 15 for example?

- 16 A. Sorry, I didn't mean to interrupt. Yes, it did raise my 17 fears.
- 18 $\,$ Q. But this particular incident, there's the possibility ,
- 19 isn't there, it was a total accident? The camp is near
- 20 Huntingdon town centre, it's in the local area, so
- 21 rather than it being a targeted encounter, I ask you
- 22 to -- could you accept that as a possibility it could be
- 23 $\,$ a purely accidental occasion, and, yes, it may have --
- 24 ${\rm I\,{'m}}$ not disputing the evidence, Bethany Mayflower may
 - have started heckling him, but what was a chance --

17

- $1 \qquad \mbox{ would you accept there was a possibility at least that }$
- $2 \qquad \qquad$ this was a chance happening, but this chance happening,
- 3 perhaps it heightened your level of fear, thinking maybe
- 4 it's not a chance happening but it's actually been
- 5 targeted? I'm sorry, I'll try and speed my questions 6 up.
- 7 My question to you is: would you accept that wasn't
- 8 necessarily -- even though it's caused you fear -- an
- 9 intentional act on behalf of Bethany Mayflower? It
- 10 wasn't outside Mr Manning's house, for example.
- 11 A chance encounter, I put to you, in a town centre,
- 12 which has happened once in 22 months, has caused
- 13 \qquad a lot -- especially at the time it caused a lot of fear
- 14 and tension amongst the workers; would that be correct?
- A. Yes, it did cause fear and tension between the workers
 because, like I said in my statement, it could happen to
 anybody. It could happen to me. It could happen to one
 of my other colleagues.
- Q. Okay. When driving -- paragraph 22 -- you'd been told
 by your management and police that you shouldn't make
- 21 eye contact or gesticulate at the protestors; yes?
- 22 A. Yes.
- 23 Q. In the past -- in your 34 years in the past, have you
- 24 ever been given guidelines -- when it was Interfauna,
- 25 did they give you guidelines, when it was

18

- 1 Harlan Interfauna, did they give you guidelines, when it
- $2 \qquad \mbox{ was Envigo, did the management give you guidelines of }$
- how to protect your identity within this controversialarea?
- 5 A. We have been told never to make eye contact with the
- 6 protestors, to never gesticulate to the protestors.
- Q. Does this go back? Is this 30 years ago pretty similar?
 You were told never to have anything to do with the
- 9 protestors? 20 years ago? 10 years ago? Would that be 10 correct?
- 11 A. Yes, we've always been told to maintain -- you know,
- 12 never make eye contact, never gesticulate to them.
- 13 $\,$ Q. That what you've done throughout the 34 years?
- 14 A. Yes
- 15 Q. Okay. Right. Paragraph 23 -- yes?
- 16 A. Yes.
- 17 Q. -- it's about the identity of the protestors; yes?
- 18 A. Sorry, what are you asking me?
- 19 Q. I just want to point you first to paragraph 23. I'll be
- 20 putting to you by the end of my [sic] evidence, I think,
- 21 that me, Mr Curtin -- even one of your witnesses came up
- 22 with the name -- I was about to say "bogeyman" and they
- said "Freddy Krueger". Let me just (inaudible). I've
- become a bit of a bogeyman for the MBR workers.
- 25 Would you understand why I should say that?

19

- 1 A. I can understand why you've said it, yes, but I've never 2 called any of the protestors any names other than their 3 names they were born with. 4 Q. And you don't have any social media accounts? 5 A. No, I don't. Q. If I can ask, then, is that because you deliberately 6 7 don't -- is it to do with your identity and security? 8 Is it you just don't like social media? 9 A. I just don't like social media. I never have had 10 a media account. 11 Q. Okay. I can understand that. So your information 12 then -- what about -- do you know your way around 13 a computer, like to search for things on Google, 14 et cetera? 15 A. I do. ves. 16 Q. It's just that you've said the most of -- perhaps the 17 majority -- let me see: 18 " ... am only engaged with the protestors' ... " 19 Ah, so you've gained your knowledge -- some of your 2.0 knowledge about me -- that's all I'll be talking about 21 really . me -- through being informed by other work 2.2 colleagues who do watch the social media; yes? 23 Yes, they do, but I do remember you from a few years 2.4 ago. But when your name came up at this protest,
- 25 I thought, "Oh, yes, I remember him". Sorry --

3

- 1 Q. And what do you remember from those few years ago? How
 - many years ago do you remember -- how long do me and you go back?
- 4 A. I don't recall . I have heard of you in the past.
- 5 Q. You were there when it was Interfauna. I was arrested
- 6 and convicted for what I would say is not a crime but of
- 7 liberating 82 beagles. Do you remember -- are you aware
- $8 \qquad \mbox{ of that, that I have a previous past with the Wyton site }$
- 9 in the fact that I broke in and took dogs away? Are you
- 10 aware of that?
- 11 A. Yes, I am.
- 12 $\,$ Q. And are you aware of that -- at what point -- do you
- 13 remember at what point, once Camp Beagle started, the
- 14 penny dropped and it was like, "Aha, I remember him"?
- 15 Do you remember -- you don't have to tell me the time or 16 the date, but roughly when? Was there a moment when you
- 17 put two and two together and an old familiar name came 18 back?
- A. I don't recall the exact -- but, yes, I remember, as
 soon as the names of protestors were being looked at,
- 21 "I thought, yes, I remember".
- 22 Q. So you were able to piece me together and link me to
- 23 a previous action at Wyton many, many years ago, and had
- 24 vou perhaps seen me on television and the media, talking
- about animal experiments in the intervening time,

21

- between then and Camp Beagle, or was Camp Beagle the
 first time that my name had come back up?
 A. As far as I can recall, this was the first time your
- 3 A. As far as I can recall, this was the first time your4 name had come back up, at Camp Beagle.
- 5 Q. Were you able to share your information with the other
- 6 workers, what you knew?
- 7 A. Sorry, say again.
- 8 Q. Were you able to share -- let's start with what you
- 9 shared with the other workers and then we'll come to 10 what this worker -- were you able to share the
- 11 information you knew about me with the other workers?
- A. I was, but I didn't because most of the time they weresharing information to me.
- Q. Okay. It's just that -- it would be my case -- it would
 be my case that I've been turned into a bogeyman. It's
- absolutely -- it's human behaviour to talk and gossip.
 You're not on trial here for gossip.
- 18 I put to you that you got protestors outside. Once
- 19 you discovered that's Mr Curtin, you would have involved
- 20 yourself with conversations about your knowledge of
- 21 Mr Curtin doing what you would say were militant actions
- 22 back in the past; would that be correct?
- 23 A. No.
- 24 Q. Why not?
- 25 $\,$ A. Because when your name came up, it was those people --

22

- 1 it was other people informing me that Mr Curtin was the 2 one that stole the beagles. I went, "Oh, yes, 3 I remember now". So it wasn't me giving any information 4 to my colleagues; it was my colleagues telling me. Q. Now, what else -- and remember you're on oath -- what 5 else do you remember now, sitting here today, that 6 7 you've been told by your work colleagues about 8 Mr Curtin? A number of witnesses have come already and 9 we've heard many things about Mr Curtin. What do you 10 remember about what you've been told based on social 11 media sites about Mr Curtin? 12 Α I don't remember much. I mean, like I say, they told --13 they reminded me that Mr Curtin was the one that stole 14 the puppies. 15 Q. Does that --16 A Because I'm not on social media I don't ---17 Q. Okay, yes. What about if I - - by the end of my [sic] 18 statement I'm going to put to you I've become a bit of 19 a bogeyman and, because of what people have heard about 2.0 me, it's affected people's view of me. Have you ever 21 heard, for example, that Mr Curtin, in his actions at 22 the camp -- from the other people who have looked on 23 social media sites, that Mr Curtin is, say -- "he's
- a bully". Have you heard that?
- 25 $\,$ A. That is in my statement but that is what I perceive from

23

- 1 my own view, from what I've --
- 2 Q. But have you ever heard or read Mr Curtin described by
- 3 someone else, not even a worker from MBR, as a "bully"?
- 4 A. I've never heard anybody else say that. That's how
- 5 I perceive it.
- 6 Q. Okay.
- 7 A. Nobody else has said to me that you're a bully.
- 8~ Q. Okay. What about things like stealing money from the
- 9 campaign? Have you ever heard such things as that,
- 10 ever

2.4

- A. No, because I'm not on social media and not all the time
 do I hear stuff, so I 've never heard that.
- Q. Okay. So if there was gossip going on about me, you'vehardly participated in it at all? That's your evidence
- 15 here, then; yes?
- 16 A. Yes. I just listen and ...
- 17 Q. Okay. So let me take you to paragraph 25 and, again,
- 18 I'm just going through your evidence chronologically.
- 19 Yet you "find ... (John Curtin) in particular to be the
- 20 most frightening". When we go on to see the reasons
- 21 why: he "uses the loudhailer". In itself -- I'm not
- here to belittle you; I'm here to go through it. In
- 23 itself using a loudhailer shouldn't necessarily be
 - terrifying , should it?
- 25 A. It is. When you're shouting through a loudhailer, it

1		comes across very intimidating, scary, frightening,
2		aggressive. It's not nice.
3	Q.	No, not nice. It 's $$ that's something that's come out
4		from other witnesses, that same thing, it's not nice.
5		So the fact that I use a loudhailer :
6		"He seems a bit of a bully when he is using
7		the [megaphone]"
8		So you think I use the megaphone as, I don't know,
9		a kind of weapon?
10	Α.	Yes, I do.
11	Q.	And:
12		"It seems that he would rather convince another
13		protestor to do the 'dirty work' and get arrested, while
14		he takes a step back."
15		Can I put to you that's absolutely wild speculation
16		about me or $$ it's my case $$ tell the court what that
17		sentence is based on.
18	Α.	That sentence is based on how I perceive the actions.
19	Q.	Okay. Right. Historic protests. Remember at the
20		start , with your 34 years of experience, I said then $$
21		I put to you that maybe you've created a bit of
22		a nostalgic period about the past, that you've $$
23		because you talk in terms of how Camp Beagle has
24		affected you so strongly that $$ I'm here to remind you
25		of the fact that, in those 34 years, there's been a lot
		25
1		of incidences that perhaps you've forgotten.
2	Α.	Can I just point out at this stage that the 34 years
3		that I have been in the industry, there is a slight $$
4		what's the word I'm looking for? $$ it's slightly
5		incorrect. I have been at the Wyton site since 1997,
6		which is 26 years. The eight years previous to that,
7		I was at the Stukeley Meadows site in Huntingdon.
8	Q.	Okay. Yes. That was a place, Stukeley Meadows, which
9		we don't $$ we won't be allowed to go into anyway $$ but
10		it was a large industrial unit that bred $$ is it
11		accurate it build understations?

- 11 correct it bred rodents there?
- 12 A. Yes.

	13	Q.	And if my	memory serve	s me	correctly,	there were	many
--	----	----	-----------	--------------	------	------------	------------	------

- 14 different kinds of rodents bred there -- would that be
- 15 correct? -- like rodents with certain abnormalities,
- 16 with certain --
- 17 MR JUSTICE NICKLIN: Okay, Mr Curtin, we're not going into 18 this .
- 19 MR CURTIN: Okay. So when it was owned by Harlan, from 1997 20 onwards $--\mbox{ I}$ just want to take you to: 21
- "The protestors from then (around 1997) were mostly
- 22 young teenagers who were a bit naive."
- 23 Yes?
- 24 A. Yes.
- 25 $\mathsf{Q}.~\mathsf{I}$ talked to you before about an actual friend of mine

1		who died in prison on hunger strike. I put it to you
2		that that was around that time, 1997 $$ it was around
3		the end of the 1990s and it was a time when you had $$
4		let me ask you about $$ have you ever heard of a group
5		called "SHAC", Stop Huntingdon Animal Cruelty?
6	Α.	Yes, I have.
7	Q.	So there was a group and, even though they were
8		a campaigning group, the leaders of that campaign
9		eventually went to prison for $$ lengthy prison
10		sentences and I would say the nature of that campaign
11		was very militant in its nature. It set out to target
12		workers, to use illegal direct action $$ an extremely
13		militant campaign, I think to the point of there were
14		even some uses of physical violence in that campaign.
15		Do you remember that?
16	Α.	I don't remember all of it, but I do remember SHAC, yes.
17		I don't know the ins and outs of
18	Q.	So this line, "The current protestors are more
19		aggressive and threatening in terms of how close they
20		get to the cars ", there has always been this
21		controversy, hasn't there? It's just that you $$
22		would it be correct to say that this is the first direct
23		experiences, close-up experiences, that you're actually
24		having with the protestors? Even though you've been
25		involved for 34 years, you've experienced, yes, sporadic
		27
		۷.
1		protests, but the Camp Beagle situation put you into
2		a situation where this was happening daily, and these

1	protests, but the Camp Beagle situation put you into
2	a situation where this was happening daily, and these
3	things had happened before across the industry, but now
4	it was happening here at the place you work $$ is that
5	correct? $$ on a regular basis.
6	A. Yes.
7	MR JUSTICE NICKLIN: Can I just ask, when you say they were
8	"mostly young teenagers who were a bit naive", what
9	do you mean by they were a bit naive?
10	A. I think at the time, from what I can recall, they
11	weren't very organised. They would just show up every
12	now and then and then disappear. I just don't think
13	they were very organised.
14	MR CURTIN: The last sentence:
15	"I still felt scared at the time, but not as much as
16	I do from the current protestors."
17	So there's a bit of a paradox there, that on one
18	degree you create a golden age where these young
19	teenagers were a bit naive, but even that, you do have
20	some memory of $$ you do have some residual memory of
21	having some fear, just of protestors?
22	A. Yes, they were scary at the time because I was younger
23	then, but now it's just persistent and it is more scary.
24	Q. Okay, so paragraph 28:
25	"The current protestors are also a lot more

- 1 persistent." 1 2 It would be my case to you that it's this 2 3 persistence that -- is it the persistence that has 4 perhaps most got to you? It's one thing going into work and getting shouted at, "Puppy killer", "Shame on you", 5 people say stronger things than that. It's when it 6 7 happens every day that this has had this kind of effect 8 on you -- the fact there are protests every day, this 9 has had this cumulative effect on you? 10 A. Yes, when it happens every day, it wears you down. 11 I mean, I'm going into work to do my job and to face 12 that every single day, in the mornings and in the 13 evenings. It does wear you down. 14 Q. It's -- no, it's not even ... I was going -- there's 15 a bit here: 16 "They did not camp outside the site like the current 17 protestors have done." 18 Do you remember any camps over the years, even if 19 they just lasted a weekend? Just I have in my head at 2.0 least one camp that lasted for a short period outside of 21 the Wyton site. Would you be able to help me there or 2.2 not? 23 A. I only recall the tents there at the weekend, but not 24 full term like the camp is now. 25 Q. Yes. Paragraph 29, again I think there's a theme here 29 1 that -- you talk of: "It was a terrifying experience to enter and exit 2 3 the Wyton Site between June and November 2021 ... 4 because I know how they can behave (and did behave 5 during that period)." So you talk of frustrating and annoying and -- but 6 7 in terms of terror , I mean, you have to -- it's my case 8 that the police were there throughout the whole period. 9 You can still be -- this is your feelings and this is 10 what you've written down. I'm just trying to get 10 11 a sense of scale, that for you, going in and out the 11 12 Wyton site, and having protestors every day, even though 12 13 there were police around -- for you this created a level 13 14 of terror? 14 15 A. Yes, it has. 15 16 Q. Again, 32: 16 17 " ... overwhelming feeling of dread and fear ... " 17 18 Because you said it's not nice to go past 18 19 protestors, being called "Puppy killer", is it? 19 20 A. No, it's not. 2.0
- 21 Q. It would be my job here to defend myself, but I can
- 22 imagine dreading the demonstration that perhaps I would
- be on, but when it comes the word "terror", we'll bave to come to that. To have terror of protestors
- have to come to that. To have terror of protestors,
 L would --
 - 30

3 "It was a terrifying experience to enter and exit ... " 4 5 It's a like a generic terror. Every day there was 6 terror. 7 A. I find it terrifying to come into site every day. 8 Q. Okay. Let me take you to paragraph 32, where I'm saying 9 your terror -- which I'm not taking away from you. It's 10 not my job to: 11 " \ldots I am afraid of the protestors attacking us and 12 damaging our cars ...' 13 So again the terror is going to come from this fear 14 of things like that happening. It's perfectly 15 understandable; yes? 16 A Yes 17 $\mathsf{Q}.~~$ " $\ldots~$ because I am aware of the lengths that protestors 18 will go to in order to stop or cause us harm, especially 19 because of the hatred and anger they protest with." 2.0 Again, you can hear them shouting, they're near your 21 car and it's this element of, like, "What are they going 22 to do next?". That's where -- if we're going to use 23 words like "fear" or "terror", it's what might happen, 24 isn't it? Understandable. 25 A. Yes, it is -- I do fear it and there is dread.

A. Can you show me my statement where it says "terror"?

Q. Yes, paragraph 29, the first sentence:

31

- 1 $\mathsf{Q}.\;$ Yes, because it's not your evidence in this statement 2 that indeed your car was surrounded, had its windows 3 smashed, kicked, people entering the car. It's the 4 fear. isn't it? 5 A. It's the fear of what could happen, yes. 6 Q. If I may point you to the -- you know what level the 7 protestors will go to, you say "especially because of 8 the hatred and anger they protest with". Those are your 9 words. Another word I would use would be "love and compassion". Would you disagree with that? A. In what context? You certainly don't show us love and compassion. $\mathsf{Q}.\;$ There's the protestors outside the gates, "Shame on you", "Puppy killers". That's generated not necessarily from hate and anger but there's love behind it too and there's compassion and a belief in the protestors' feelings that would generate them. Not just negative hatred and anger. Do you see a positive side to why people would be demonstrating? A. All I see are protestors shouting, swearing, calling us 21 "Puppy killers". 2.2 Q. The last sentence of that: "It makes me very angry when they behave like this 23 2.4
 - Ah, okay, this is people -- this is like people

25

1	going in front of the cars.
2	" because it appears that their intention is to
3	cause an accident (or even if they do not intend it, it
4	is likely that they will)."
5	Yes? We'll come to that in a minute.
6	Have you ever had $$ l'll tell you what, we'll come
7	to that a bit later . I've made a note. It's about $$
8	anyway we'll come to it later .
9	Shall we have a break at all?
10	MR JUSTICE NICKLIN: It's 11.30. If you'd like a break $$
11	would you like a break?
12	MR CURTIN: No.
13	MR JUSTICE NICKLIN: We'll take it normally at 11.45.
14	MR CURTIN: Yes, well, let's deal with it here. It's
15	actually here. Paragraph 34, even protestors standing
16	at the side of the road, they worry you, because:
17	" I have been informed by the police and other
18	staff at MBR that it is a protestor tactic to be hit by
19	a car on purpose, and then claim it was the fault of the
20	driver that they were hit."
21	Yes?
22	A. That's what I was told, yes.
23	$Q.\ I$ actually find that offensive, especially with me,
24	seeing as one of my best friends was actually killed
25	whilst protesting. So I find it offensive and I want to
	33
1	know, is that a common story, accusation, amongst the

2	MBR workers, that the protestors actually want to get
3	hit by a car?

- 4 A. I don't know if -- a common story, I wouldn't call it that, but if that's what we were told by the police, we 5 need to be careful when driving out, because they --6
- 7 some of the protestors would stand in front of the car.
- 8 Q. Yes. You've seen me -- we're going to watch a video in 9 a minute. I'm standing near your car. So when did the
- 10 police tell -- did the police tell you this?
- 11 A. They were -- yes, they did. 12 Q. When?
- A. Not personally but we were informed of the tactics. 13
- I don't recall exactly when. 14
- 15 Q. Do you remember a seminar called by the police where 16 they came to address MBR workers? Do you remember that? 17 It's been spoken of by someone. This is actually
- 18 a seminar when the police came in.
- 19 A. I vaguely remember it. I don't recall when it was.
- 20 Q. Did you attend that meeting as a senior member of staff?
- 21 A. I probably did. I don't recall. It was a long time 2.2 ago
- 23 Q. Is there any point asking you any more questions about
- 24 that meeting, in relation to -- is it just a vague
- 25 memory you've got that that idea -- that that came from

- 1 the police and you're not going to be able to help us
- 2 much more than that? Is that your case?
- 3 A. All I can say is I was -- we were informed by the police 4 but I don't recall when.
- 5 Q. More than once or -- just this vague idea you've got of
- the police meeting, was that it or do you think you've 6 7
- been told that a number of times by the police? 8
- A. As far as I'm aware, it was just the once.
- 9 Q. With your vague recollections of that -- other witnesses 10 have said that MBR workers were able to ask them
- 11 questions. Do you remember that in the police seminar?
- 12 A. Vaguely, yes. I wouldn't call it a "police seminar",
- 13 though.
- 14 Q. Okay. Just other workers have described it as that.
- 15 That's why I call it that.
- A. Oh, okay. 16
- Q. What would you describe it as? 17
- 18 A. Well, it was just -- it was just a meeting with the
- 19 police, as far as I was -- as I can remember.
- 20 $\mathsf{Q}.\;$ Do you remember the police being asked any questions 21
- about myself -- any workers asking the police, "What 22
- about Mr Curtin? We've got some information, for 23 example, that he broke in here before. What can you
- 24 tell us?". Do you remember anything like that?
- 25 A. No, I don't.

35

- 1 Q. A simple point, paragraph 34:
- $"\ensuremath{\mathsf{I}}$ believe the protestors want to cause me as much 2 3 distress as possible at work and at home to force me to 4 leave my job."
- 5 A. That's how I feel, yes.
- 6 $\mathsf{Q}.\;\;\mathsf{Is}\;\;\mathsf{it}\;\;\mathsf{a}\;\mathsf{generic}\;\mathsf{they}\;\mathsf{want}\;\mathsf{you}\;\mathsf{to}\;\mathsf{leave}\;\mathsf{or}\;\mathsf{they}\;\mathsf{want}\;\mathsf{all}\;\;$ 7 the workers to leave or do you feel it's towards you 8 particularly?
- 9 Α. No, I think it's to all of us. Not just me
- 10 individually; us as a group.
- 11 Q. Again -
- 12 MR JUSTICE NICKLIN: Well, before we leave this paragraph,
- 13 can ${\sf I}$ just ask about the suggestion that the protestors
- had a tactic of being hit by a car on purpose in order 14
- 15 to get the details of the person who was driving? In
- 16 the 22 months that's taken place of the protests, has
- there been an incident like that? 17
- 18 A. There have been a couple of incidents -- instances where
- 19 people have just stepped out in front of my car. 2.0
- MR JUSTICE NICKLIN: How fast were you going when they 21 stepped out in front of you?
- 2.2 A. I was probably doing 30 miles an hour because I'd just left site and, because there's now speed limits along 23
- 2.4 that road, it goes -- from site it goes from 30 miles
- 25 an hour to 40 miles an hour.

1	MR JUSTICE NICKLIN: Did that cause you to have to do an
2	emergency stop?
3	A. Not an emergency stop as such but I had to brake pretty
4	quickly because they just appeared from behind a car.
5	MR CURTIN: As we'll see in the video that we'll quickly run
6	through in a moment, indeed there's evidence that the
7	protestors do sometimes go in front of the car and there
8	seems to be a drive amongst the protestors to slow the
9	cars down. I put it to you that that could be just in terms of the fact that you see their banners that the
10 11	
12	protestors held, so it would be my defence that there was some obstruction of the workers but it was of
13	a temporary nature, as in temporary, and it was there to
14	facilitate a protest. So would you just accept that
15	there are perhaps other reasons why people might go in
16	front of your car other than they want to be hit?
17	A. I think —— to me, I think they want to cause as much
18	disruption as possible and, if it means getting hit by
19	a car, that's disruption.
20	Q. Okay.
21	MR JUSTICE NICKLIN: And in relation to these incidents that
22	you've told me about, is it your impression that the
23	person was intending to be hit by your car?
24	A. It certainly looked that way to me. This lady just
25	stepped out from behind the car, out of nowhere.
	27
	37
1	I couldn't see her. All I could see was the parked car
2	because it was the big car and she was just there in
3	front of me.
4	MR JUSTICE NICKLIN: And what was it about the incident that
5	made you think that she was deliberately putting herself
6	in harm's way to be hit by your car?
7	A. Sorry, could you repeat the question?
8	MR JUSTICE NICKLIN: What part of what she did made you
9	think that she was stepping out deliberately to be hit
10	by your car?
11	A. Because she was that close to me. I mean literally she
12	pulled out $$ she walked out and I was $$ she walked out
13	when I was that close to her. I could have $$
14	MR JUSTICE NICKLIN: Did she walk out looking at you $$
15	looking at you and your vehicle?
16	A. Yes, she did. And she stood there swearing and
17	shouting, calling me names, calling my passengers names.
18	I perceive it that they're doing it to make an accident
19	happen, whether it be for them to be hit or whether to
20	make us swerve into oncoming traffic. It's just scary
21	because you never know what's going to happen.
22	MR JUSTICE NICKLIN: Did you report these incidents?
23	A. I reported them to security who reported them to the
24	police.
25	MR JUSTICE NICKLIN: Thank you.

MR CURTIN:	Paragraph 40:
"The p	protestors often sh

"The protestors often shout at us that we are puppy killers , puppy abusers and liars and we should be

3	killers , pu
4	ashamed

- 5 **Yes**?
- 6 A. Yes.

1 2

6	А.	res.
7	Q.	I think we'll deal with this when it comes to the next
8		bit $$ after the break, we'll watch a video. Perhaps
9		I'll come to a particular element of that and we can
10		break that down.
11		Sorry. It carries on:
12		"As well as being hurtful and dispiriting "
13		I just want to accept that that's $$ I can
14		understand you using those terms. The terror, I don't
15		take it away from you but I challenge it. But hurtful,
16		dispiriting $$ the next paragraph talks of your
17		frustration, 41.
18		In paragraph 39, if you go to that:
19		"As a result of how nerve—wracking it is to drive
20		[through protestors] "
21		I'd say that these are much more terms that I can
22		reconcile with the evidence, that it wasn't pleasant, it
23		was annoying, dispiriting, hurtful and indeed could be
24		nerve-wracking. Of course it's going to be
25		nerve—wracking driving through protestors. So we are

39

1	agreeing that $$ I'm agreeing with you that it's an
2	unpleasant situation to be in. Would you accept that?
3	A. Yes, it is terrifying .
4	Q. But because you know the controversial nature of your
5	work, I put it to you that demonstrations are in one
6	respect inevitable and in fact they're understandable,
7	and people will demonstrate at this Wyton site and they
8	have done and there's nothing wrong with that. If they
9	break the law, they'll be arrested. What have you got
10	to say to that?
11	A. Peaceful protesting I have nothing against. When you
12	have people shouting at you, calling you "Fucking scum",
13	"Puppy killers", every single morning and every day,
14	when you go home, it's not nice, it's not peaceful.
15	MR CURTIN: Okay. I think this would be a good place to
16	break.
17	MR JUSTICE NICKLIN: Okay. Right, Employee A, we're going
18	to have our mid-morning break now so we're going to
19	reconvene at midday. Please don't discuss your evidence
20	while on that break. That's nothing specific to you.
21	It's a warning I give to all witnesses. All right?
22	A. Okay. Thank you.
23	MR JUSTICE NICKLIN: Thank you very much. Right. We'll

24 come back at midday.

^{25 (11.43} am)

1	(A short break)	1		
2	(12.01 pm)	2		,
3	MR JUSTICE NICKLIN: Yes, Mr Curtin.	3		
4	MR CURTIN: Hello, are you there, witness?	4		
5	A. Yes, I'm here.	5		
6	Q. So there's a number of remarks in paragraph 40 about how	6		
7	you get hurt when you get called, for example, "Puppy	7		,
8	killer " and it's not true and you have a dog at home and	8	Α.	•
9	you love animals. I want to sort of jointly deal with	9	Q.	
10	that as we go through. I just want to show you a small	10		
11	section of the video. It's in your evidence bundle $$	11		
12	well, the MBR solicitors have this incident. There's	12		,
13	one more incident of a video that's in your bundle but	13		
14	this is evidence that has been introduced to me as	14		
15	evidence against me and I'm going to $$ you specified	15		
16	a time on the video 301 and I'm just going to play	16		
17	a little section of it and it will indeed show $$ l'm	17	Α.	,
18	not disputing it $$ that a person $$ hopefully we can	18	Q.	
19	come to some agreement $$ one of the people shouting	19	Α.	,
20	things like "Shame on you" is indeed myself. Let's	20	Q.	
21	watch a bit of the video, an example, and I might say	21		
22	"Stop" at some point. Before we start, can you see the	22		
23	video in front of you?	23		
24	A. Yes, I can.	24		
25	$Q.\;$ And can you see the police officer standing there?	25		
	41			
1	A. Yes, I can.	1	A.	,
2	Q. I put it to you that this is on September so the camp	2	Q.	
3	has been going for some three months. I put it to you	3		
4	that what we're about to observe here is something	4		
5	of a $$ I call it a ritual, a daily ritual, where the	5		
6	protestors $$ they may protest to your dissatisfaction	6		
7	but the protestors are protesting. The police are	7	Α.	
8	there, obviously watching people slow the traffic down,	8	Q.	
9	sometimes even stopping the traffic for brief moments.	9	Α.	
10	Would you accept that it's what looks like $$ and it's	10		:
11	three months in and it's been daily, so by this time	11	Q.	
12	people seem to be, I would say, participating in	12		
13	a ritual . What would you have to say about that, that	13		

14 word "ritual"?

- 17~ Q. Yes, yes. Say the policeman even -- he seems -- I would
- 18 say, as we watch it, there seems to be -- everybody kind
- 19 of knows what's roughly going on. Obviously you can
- $20\,$ have a level of fear, that you've got this fear that it
- 21 might get worse, but when I talk in terms of this
- $22\,$ ritual , this is something that happened the day before
- 23 that and the day before that and the day before that.
- 24
 There were protestors, maybe different ones; there were

 25
 police officers . Yes, you've kind of accepted the
 - 42

ritual. It's just a word I've used to try and help the court along. But let's watch the video and then I'll say "Stop" at some point. (Video played) Can we stop there? Are you able to help the court --- I don't know --- is that your vehicle? Yes, it is. Okay. Well, that's handy because I am -- I would say ${\sf I}\,{}^\prime{\sf m}$ at the side of the vehicle, but ${\sf I}\,{}^\prime{\sf m}$ not directly in front of the vehicle, but I've sort of kind of stepped out in the road and I've gone "Shame on you". But I would invite you to watch now -- even with me, there's, I'd say, ritualistic behaviour and I'd say let 's -- l've pointed at you and said "Shame on you"; ves? Did vou hear that? Yes Are you the driver of the vehicle there; yes? Yes But I put to you a simple point, that, yes, I'm saying "Shame on you", but you'll have heard it -- a similar thing to the car, and you'll have heard it every day before then, "Shame on you". I ask you to accept that in that case it's "you" meaning the MBR workers, one of

5 the MBR workers. Would you accept that?

43

- A. Yes, you're pointing at me, saying "Shame on you".
 Q. Okay. Now, that's all I want to show of the video actually.
 Let's go on to how it feels for someone to say "Shame on you" -- how it feels for you when someone says "Shame on you".
 A. It feels horrible. I don't know why people have - Q. You don't know why. Okay.
 A. I hadn't finished. I don't know why protestors have to say that. I have no shame for what I do.
 Q. Okay. There's certain rulings gone on here and we're
- not going to be able to go into the right and wrongs.
 Because of that, do you accept that there is a --
- 14 I can't think of any other way -- a significant
- 15 proportion of the British public, a sizeable number of
- 16 people not a tiny minority of people that have
- 17 really strong views about animal experiments and utterly
- 18 condemn them? Would you accept that?
- 19 A. Sorry, could you repeat that? I didn't quite hear.
- 20~ Q. Would you accept that there are a large number of
- 21 people, very large -- extremely large people [sic] who
- 22 hold the opinion that animal experiments are
- $2\,3\,$ a modern-day horror story and they're scientifically and
- 24 morally bankrupt? Are you aware that that point of view
- 25 is one that's out there in the general public?

- 1 A. I accept that some people don't like it , but I wouldn't
- 2 accept the fact that a large majority of people don't
- 3 like it.
- 4 Q. It's going to be difficult to get into the numbers game. 5 Why don't you think there are large -- people -- do you think it's a small minority point of view? 6
- 7 A. No, but I don't think it's a large majority of people.
- 8 There are people out there that don't like it. I accept 9 that.
- Q. I think that's all I'm after at the minute. For 10
- 11 example, there was a Daily Mirror article the other day.
- 12 Are you aware of a recent Daily Mirror article of last
- 13 week that talked about Marshalls flying dogs into this
- 14 country that received the headlines? Are you aware of 15 that?
- A. I don't read the papers. I don't read the papers. 16 I wasn't aware of it. 17
- 18 Q. No one told you at work. It's not important. Your 19
- company was -- normally if you work in a company and it 20 appears in the headlines, it's going to get spoken
- 21 about. Has that not been spoken about amongst you and
- 2.2 your work colleagues?
- 23 A. No.

- 24 Q. I put it to you that that in itself is a bit odd. If
 - I was working somewhere today and the next day it was in

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- 1 the national newspapers, I think that would be a matter
- 2 of interest. Is it because you're so used to being in 3 the headlines, do you think, or what --
- 4 A. No, just that I don't think a lot of people read the
- 5 newspapers at work. Q. Okay. So let's get on to the -- this is a question that 6
- 7 ${\sf I}\,{}^\prime{\sf ve}$ posed to all the witnesses. So how does it feel to 8 be called a puppy killer, for you to be called a puppy 9 killer ?
- 10 A. Horrible because I'm not a puppy killer.
- 11 Q. So I take it, then, in your 34 years -- in this
- 12 courtroom the witnesses seem to have sometimes a problem with the word "puppy killer". Euthanasia often gets 13
- mentioned. Has there been either killing or euthanasia 14
- 15 in your 34 years that you've taken part in at the Wyton
- 16 site -- either euthanasia or the killing of puppies at
- 17 the Wyton site? Has that taken place?
- 18 A. Not for me, no, because I work in the office .
- 19 Q. All right. That's useful. So is that the entire --
- 20 this is useful for me to know, the entire -- virtually
- 21 the entire time, office work. So there's no -- ves, so
- 2.2 office - based job; yes?
- 23 A. Yes
- 24 $\mathsf{Q}.\;$ So I've put this to other witnesses, for example, the
- 25 maintenance man. Are you aware that animals are either
 - 46

- 1 killed or euthanised on the Wyton site? Have you an
- 2 awareness of that with your paperwork?
- 3 A. I don't deal with euthanasia paperwork either.
- Q. Ah, I didn't ask you that. I said are you aware --4
- remember you're under oath -- that at the Wyton site 5 dogs are either euthanised/killed? 6
- 7 A. I am aware of dogs being euthanised, yes.
- 8 $\mathsf{Q}.\;\;\mathsf{I'm}$ going to ask you a few questions on this subject
- 9 because it's important. You were there in what's been
- 10 referred to as the "transition period", when the company
- 11 changed hands from --
- 12 A. Yes. I was.
- 13 Q. And would you accept that, in that period of time, in
- 14 that transition period, there were a number of dogs on
- 15 site during the transition that were euthanised?
- 16 Would you accept that from your knowledge?
- 17 A. From my knowledge, I don't know because I work in the 18 office. I don't have anything to do with the euthanasia side of it.
- 19
- 20 Q. But are you sure you don't know? I put it to you --
- 21 sorry.
- 22 A. I've always -- I'm not always given information
- 23 regarding what goes on in the units.
- 24 Okay, I imagine that. But in this transition period Q
- 25 I put it to you that there was an extensive operation --

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- 1 let's call it "euthanasia" -- to make way for the new 2 stock. There's the Envigo dog and now there's a new 3 dog. There was euthanasia on site, extensive euthanasia 4 during that transition period. Have you any awareness 5 of that? 6 A. I have a vague recollection of it but I don't have full 7 knowledge of what goes on --8 Q. Okay. What about the --9 A. -- or what went on at that time. 10 Q. Any time I interrupt you, I do apologise. 11 What about the -- are you aware of the bleeding 12 licence that MBR holds? 13 A. I'm aware of the licence, but, again, it's something 14 that I don't deal with because I work in the office. 15 Q. Yes, but if we're dealing with paperwork --
- 16 A. I don't deal with that sort of paperwork.
- 17 Q. Okay.
- 18 A. My role is to place purchase orders for goods.
- 19 Q. Okay. What about the -- would it be the first time
- 20 you've ever heard it in your life if I was to mention to 21 you the terminal bleeding procedure?
- 2.2 A. I've heard of it, but that's all.
- 23 Q. Okay, so I'll give you the same line of questioning as
- 2.4 I gave to the maintenance man. Do you understand -- we
- 25 don't have to agree about this, but in this -- I would

- 1 say this sizeable -- however you want to quantify it --
- 2 proportion of people out there who have these strongly
- 3 held beliefs , they would -- do you accept there are
- 4 people who would come to this conclusion: by working at
- 5 MBR, by working for this company, it's not -- if
- 6 a dog -- if a puppy had to go through the terminal
- 7 bleeding procedure, there are people out there who would
- $8\,$ hold all the workers of MBR, that would include the
- 9 office worker -- even if you told those people, "I'm
- 10 just an office worker", would you accept that there is
- 11 a point of view out there that all the workers are 12 culpable are in some way jointly responsible not
- 12 culpable, are in some way jointly responsible, not just13 the ones with the blood on their hands? How would you
- 14 answer that?
- 15 A. I don't really know.
- 16 Q. Well, when I said "Shame on you", when I call MBR
- 17 workers "Puppy killers", that's exactly what I have in
- 18 my head. I don't care if you haven't got blood on your
- 19 hands because your wages contains literally blood money.
- 20 That's my point of view. But would you accept that that
- 21 point of view could reasonably be held by a large
- 22 majority of other people?
- 23 $\,$ A. It could be held by a majority of people, yes, I guess.
- 24 Q. Okay. I've got one last question on that paragraph 40,
- 25 and this is just ...

1 You talk about the trauma and the stress and being 2 stressed when you arrive home. You talk about having 3 a dog at home; yes? 4 A. Yes. ves. 5 Q. And you love animals? A. Yes, I do. 6 7 Q. Do you accept that you're in a workplace -- MBR is 8 a workplace --9 A. It is a workplace. 10 Q. -- and the idea of that workplace is to raise dogs to be 11 subjected to experiments, albeit licensed by the 12 Home Office, and some of those experiments, because 13 they're licensed, they're able to -- they would include some pain and suffering? Would you accept that? 14 15 A. Well, I don't really know how to answer that one. 16 I accept that medical research goes on. 17 Q. Okay. And the dog you have at home, simple -- you treat 18 that dog differently , $\,$ I would suggest to you, than you 19 do the beagles of MBR Acres. MR JUSTICE NICKLIN: Well, she doesn't have a role directly 20 21 in relation to the dogs at MBR Acres. 2.2 MR CURTIN: Pardon? MR JUSTICE NICKLIN: The question is not premised correctly 23 24 because she's told you that she doesn't have an 25 involvement with the dogs at the site. 50

- 1 MR CURTIN: Okay.
- 2 MR JUSTICE NICKLIN: Let me ask a couple of questions,
- 3 Mr Curtin, that arise from this paragraph.
- 4 MR CURTIN: Thank you.
- 5 MR JUSTICE NICKLIN: Employee A, you say in that paragraph:
- $\ensuremath{\mathsf{6}}$ "As well as being hurtful and dispiriting [this is
- 7 when people call you "Puppy killers"], the insults
- 8 particularly confuse and frustrate me, as they are not9 true."
- 10 Can I just be clear? Do you understand why the
- 11 protest message that is shouted is "Puppy killers"?
- 12 A. I understand why it's shouted but it confuses me because
- I don't have any involvement with the dogs.
 MR JUSTICE NICKLIN: So you know that when you are driving
- 14 White So Free Netrem. So you know that when you are driving 15 in and they shout that to you, you don't think that that 16 label applies to you?
- 17 A. It obviously they think it does apply to me but now
- 18 they're aware that it shouldn't. But, as Mr Curtin
- 19 said, it's all MBR staff that are targeted with the same
- 20 label, if you like, of being a puppy killer.
- 21 MR JUSTICE NICKLIN: Yes. Okay.
- 22 $\;$ MR CURTIN: I'm not being too clever. I'm just saying, did
- 23 you say it amuses you, do you think, that people mistake
- you for an actual puppy killer?A. No, it doesn't amuse me.

- 51
- 1~ Q. I thought you said that. Apologies if you didn't.
- 2 MS BOLTON: If it helps Mr Curtin, I think the witness said 3 "it confuses".
- 4 MR CURTIN: I do apologise. I just asked that question.
- 5 Right. Let's crack on. We're nearly there.
- 6 So since -- paragraph 60:
- 7 "The protestors [they] still shout at us and call us
- 8 names ...'
- 9 Yes? 10 A. Yes.
- 10 A. Tes.
- 11 Q. Those names still hurt?
- 12 A. Yes, they do.
- 13 Q. Paragraph 61, there's an incident with a cracked
- 14 windscreen; yes?
- 15 A. Yes
- 16~ Q. If you could accept it from me -- it's 61, 62 -- it's
- 17 \qquad about that -- well, paragraph 61 is about the cracked
- 18 mirror -- the cracked windscreen and I just want you to
- 19 $\,$ confirm that that's not an allegation against me. It's
- 20 just it's in the bundle against me and you're not
- 21 suggesting, are you, that I'm responsible for that
- 22 cracked windscreen?
- A. No, I'm not suggesting you are. You were not involvedin that incident.
- 25 Q. Did you report it to the police?

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- 1 A. I'm sorry, say again.
- 2 Q. Did you report it to the police?
- 3 A. Yes, I did.
- 4 Q. Do you know of any action taken?
- 5 A. No further action was taken because the person that did
- crack my windscreen emailed the police and admitted that 6 7 she did it.
- 8 Q. Okay. I'll tell you what, if you can -- okay. Let's go 9 to paragraph 73, video 198, two minutes 13. Now, bear
- 10 with me. We've nearly finished. I can't seem to find
- 11 the quote, but I thought in your statement you described
- 12 me as something like a boss, "Mr Curtin appears to be
- the boss of the protestors [as read]". Is that in your 13
- 14 statement or am I getting mixed up with something else? 15 Sorry if there's confusion.
- MR JUSTICE NICKLIN: Yes, it's paragraph 25. 16
- 17 MR CURTIN: Ah, thank you.
- 18 A. Yes, I think we'd already discussed this.
- 19 Q. Yes
- 20 A. That's the way I perceived.
- 21 Q. Okay. I'd just like you to watch this video and the
- 2.2 scene I would invite you to, would you accept from me
- 23 that -- this is at 3 o'clock and there's quite a large
- 24 number of police officers there and I put to you,
- 25 hopefully not too controversial, that there's

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1		a particular $$ l'd say a heightened state of animated
2		behaviour from the protestors, as we'll see in a minute.
3		It's the day of $$ I would put to you it's the day when
4		the workers are leaving on the day that there has been
5		a dog van shipment. That means $\ensuremath{Impex}\xspace$ vans have come and
6		left and taken the dogs to the laboratory. And on those
7		days, protestors, if they're angry already and
8		passionate, that seems $$ that's heightened on a day
9		like this; would that be correct?
10	Α.	Yes, they seem to be more agitated.
11	Q.	Yes. And I'm putting to you that, in terms of
12		Mr Curtin, that we know he's a senior person who has
13		been involved for decades $$ I invite you to watch
14		Mr Curtin's behaviour in this video, that all around him
15		there is, I'd say, a scene of $$ I wouldn't put it as
16		"mayhem", but this is a heightened scene. This is
17		a high energy, high atmosphere. But keep your eyes on
18		Mr Curtin, as I say, and we'll point to him in a minute.
19		Rather than Mr Curtin using his experience to ratchet up
20		radical behaviour, I would just $$ there could be
21		another reading of that, by the time we watch it, as
22		Mr Curtin actually dampening down energies. I just
23		invite you to think of that as we're going along and

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I'll point you to particular bits. If we just play the

back? How long is this whole video, do we know? MS BOLTON: I think it's three minutes. MR CURTIN: Let's watch the three minutes and I may ask you -- let's take it from the start. (Video played) So before we start -- so this is after the injunction, but because -- I think because of the -it's on a dog van day, I think there's a few extra police that are there than me and you would normally expect. The police have got a sight -- they have obviously got a heightened level of alertness; yes? I'm

(Video played)

Let's stop there. In fact -- oh, dear. Can we go

- 14 just saying, even for the Wyton site, the workers coming 15 out -- there's quite a few police there; yes?
- 16 A Yes
- 17 Q. Okay, let's watch the video.
- 18 A. I can see five.
 - Q. Yes.
 - (Video played)
- 20 21 If we could stop there. It would be my case that, if you look for that banner, "Sick Industry", there's 2.2 23 a person behind the red and white traffic cones and 24 that's me, I would say -- I would invite you to look at. 25 If we could just play the video.

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(Video plaved)

1	(video played)
2	Okay, if we stop there. So it looked like all the
3	other protestors are on this side of the carriageway,
4	which is allowed under the injunction, but Mr Curtin was
5	actually behind the banners $$ the road barriers and
6	he's come out and he's kind of dealt with a situation by
7	pulling one woman to one side, who seemed to be having
8	an altercation with the police. Could you accept that?
9	I'm not expecting you to accept it, but "You could be
10	right" or "That looks like that might be happening"
11	would do for me.
12	A. Yes, I see that, yes.
13	Q. Okay. Let's carry on.
14	(Video played)
15	If we could stop there, I seem to be intervening
16	again. There's a protestor there and, if you look, that
17	woman has a dog and I would suggest to you maybe one of
18	the scenarios here is Mr Curtin talking to another
19	protestor and saying, "Come on, get your dog off the
20	road, get your dog out the way". I'd ask you to have
21	that in mind and watch and see if you can cope with
22	that.
23	Okay, play the video.
24	(Video played)
25	And then stop there. Now we've seen one of the
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video.

protestors throw a placard at the car; yes?	1	
A. Yes.	2	Q
Q. It doesn't really look like I'm having any interaction	3	
with this person, but I would ask you now $$ I invite	4	
you to look at the fact that this person, he's thrown	5	
watch the rest of the video.	8	
• • • • • • • • • • • • • • • • • • • •		
		A
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I was asked if I recognised any of the protestors	25	A
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meanst I was gried us welf. The last with the sight	1	~
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		Q
i recognised any of the protestors in that video and	C 2	
	 A. Yes. Q. It doesn't really look like I'm having any interaction with this person, but I would ask you now I invite you to look at the fact that this person, he's thrown something and then the police do what the police actually then arrest they arrest the man. So let's watch the rest of the video. (Video played) Yes. So there's an example of, number one, when people there seemed to be even there in that heightened sense, people kind of sort of running on the road, the police officers are still there's still a form of ritual, but it's one with tension. Then when actually an illegal act, a clear illegal act, takes place, the police seem to have no problem in acting on it. Would you accept that? A. Yes. Q. And this is the evidence against me, and in that video, at least, Mr Curtin wouldn't give you any well, would Mr Curtin, as that group would that give you a level of terror if you were to look at me while you were driving out? Would that have added to your terror? A. When I was asked to review this video the first time, I was asked if I recognised any of the protestors 	A. Yes. 2 Q. It doesn't really look like I'm having any interaction 3 with this person, but I would ask you now I invite 4 you to look at the fact that this person, he's thrown 5 something and then the police do what the police 6 actually then arrest they arrest the man. So let's 7 watch the rest of the video. 8 (Video played) 9 Yes. So there's an example of, number one, when 10 people there seemed to be even there in that 11 heightened sense, people kind of sort of running on the 12 road, the police officers are still there's still 13 a form of ritual, but it's one with tension. Then when 14 actually an illegal act, a clear illegal act, takes 15 place, the police seem to have no problem in acting on 16 it. Would you accept that? 17 A. Yes. 18 Q. And this is the evidence against me, and in that video, 19 at least, Mr Curtin wouldn't give you any well, would Mr Curtin, as that group would that give you a level 21 of terror if you were to look at me while you were 22 driving out? Would that have added to your terror? 23 A. When I was asked to review this video the first time, 12 hair I was informed of by the solicitors was 25 57 57 57 57 57 57 57 A. When I was informed of by the solicitors was 20 Victoria Asplin. If I had seen yourself in the middle 3 of the road, throwing banners and acting like the other 4 protestors were, I would have mentioned your name again. 5 Q. Okay, so because you remember me because we ve kind 6 of got a history, some sort of parallel history. That 7 would go back to the case of I would say, because I'm 8 so well known and I'm actually I'd use the word 9 "notorious" amongst the MBR workers, so of course you 100 would name me; is that correct? 112 A. Not really. I just recognised you. 12 MR CURTIN: Yes. Yes, it's not evidence against me, but I'm 155 bundle because it acturdly I'd use the word 9 "notorious" amongst the MBR workers, so of course you 100 would name me; is that correct? 112 A. Not really. I j

1		I only recognised yourself.
2	Q.	Okay. Right. Last section now. It's paragraphs 89, 90
3		and 91 and 92. They talk of your $$ it's your words:
4		"I am paranoid that other people I see in society
5		are all potentially protestors "
6		You talk of a constant anxiety; you talk of your
7		stress; you talk about not wanting to go out of the
8		house; you talk of not wanting to go for walks in the
9		country because you wouldn't $$ because you would be too
10		secluded. These are high levels, aren't they, of
11		stress?
12	Α.	Yes, they are, because I don't want to go out and do
13		things that I normally used to do just in case I'm
14		spotted or my car is recognised. I'm just too scared to
15		go out.
16	Q.	Okay. So you've definitely noticed $$ what you're
17		saying is an intensification in your paranoia since
18		Camp Beagle?
19	Α.	I wouldn't call it "paranoia". I'd call it "fear".
20	Q.	Sorry, paragraph 90 $$ I wasn't being insulting $$
21		that's the word you used:
22		"I am paranoid that other people I see in society
23		"
24		Yes?
25	Α.	Yes. It's still more fear than paranoia.
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1	Q.	Okay. So in your 34 years and you're aware at the time
2		of the SHAC campaign with all its militant behaviour
3		that came with that, there's been a $$ we haven't even
4		talked about it, but at Harlan, when you were at Harlan,
5		there was actually $$ are you aware that while you
6		worked at Harlan there was an injunction taken out
7		against protestors?

A. Yes, I was.

0	<i>/</i> (.	ics, i was.
9	Q.	So you're aware of how sensitive animal experiments are.
10		Is it the case, to some degree, perhaps based on some
11		advice given by employers and security, the police in
12		the past, that you don't advertise the fact to the world
13		that you work in such a controversial place as MBR; yes?
14		Let's take it from there, that you don't go out your way
15		to advertise the fact that you work there and actually
16		to $$ perhaps apart from a circle of close friends and
17		family, not to tell people that you work at MBR or
18		Interfauna or Harlan, whatever it was called; is that
19		correct? This is prior to Camp Beagle.
20	Α.	My close family and friends know where I work. If
21		people ask me where I work, I will tell them, and if
22		they don't like it, then that's their problem.
23	Q.	That's in massive contradiction to what you've got here,
24		that you've had to hide away. Now, when someone asks
25		you, a stranger at a party, in a pub, "Where do you

- work?", and you just -- what do you say? You don't know
 them. Is it your case A. I'm sorry, which paragraph are you referring to?
 Q. All the paragraphs MS BOLTON: There's two different questions being put to the
 witness. The witness was asked about what they did
- 7 before the protests and now they're being challenged on
- $8 \qquad$ what they've said at a different stage. So I think that
- 9 there's been two different things put to the witness.
- 10 They're not consistent.
- 11 MR JUSTICE NICKLIN: Right.
- MR CURTIN: Okay, let's try and cut it down. Is it your
 evidence that if someone asks you today, "Where do you
- 14 work?", you just tell them, "I work at MBR Acres"?
- 15 A. Can you please tell me which paragraph you're referring 16 to?
- Q. No, I'm asking you a question now. Paragraphs 89, 90,
 91 talk of your fears and your paranoia and your
- 19 reclusiveness. I just want to get this straightened
- $20\,$ out. If someone asked you over the weekend, "Where
- 21 do you work?", what would your answer be?
- 22 A. I would just say I work in an office .
- 23 $\,$ Q. Okay. When you worked for Harlan Interfauna, at the
- 24 % in the time there was a man dying on hunger strike, there's
- 25 10,000 people on the street marching against

- 1 vivisection , when you were asked back then, "Where 2 do you work?", what was the answer?
- A. I don't think I had many people ask me, but I would have
 said I work for a company that breeds animals for the
 medical research industry.
- Q. Okay. And when -- at what point did that change? At
 what point did you not -- a total stranger in a party
- 8 asks you, this time three years ago, if that had
- 9 happened, is it your case that you would have said
- 10 $\hspace{1.5cm}$ "I work at \ldots " -- like you just told me. Before the
- $11 \qquad \mbox{ camp, three years ago, someone asked you where you work, }$
- 12 what would the answer be?
- 13 A. What, now?
- 14 Q. No, three years ago.
- A. Three years ago I would have said the same, "I work fora company that breeds animals for the medical research
- a company that breeds animals for the medical
 industry".
- 18~ Q. But now that's all changed; yes?
- 19 A. Yes. I don't go out anymore so I don't go to parties, 20 I don't socialise.
- 21 Q. Okay. But with Camp Beagle, I put it to you -- and it's
- 22 my last couple of points now -- so you've got more fear
- 23 and more paranoia now but yet the actions of Camp Beagle
- 24 are -- the evidence that's presented against me in this
- bundle is of shouting "Shame on you" and "Puppy killer".

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- 1 Yes, you've had fear of orchestrated direct action 2 campaigns and illegal activities , but Camp Beagle, you 3 could say it's hallmarked by its level of noisy 4 passionate protests, so those $--\ensuremath{\mathsf{your}}$ fear doesn't correlate with the actual actions on the ground; 5 would you accept that? Compared to the fact that 6 7 there's always been radical activities , why this level of fear now? What's changed for you? 8 9 A. I don't quite understand the question. What is it 10 exactly are you asking me? 11 Q. That you didn't used to -- you say you didn't used to 12 hide your identity at all, in your whole 34 years. Is 13 that your case, that throughout the whole time, the 14 whole period of 34 years of working in this extremely 15 controversial place, it's only relatively recently that 16 you began to not be forthcoming with the total truth 17 when asked by anybody? This is a recent development 18 because of Camp Beagle; is that correct? 19 A. Yes, it is because I don't want to be seen. I don't 20 want to be recognised. 21 Q. Okay, is it --22 A. I don't --23 Q. Yes. sorry. 24 A. I don't want to -- like I said, if I'm out in my car 25 somewhere, I'm living in fear because I don't want to 63 1 be -- or my car recognised by a protestor and get 2 shouted at in the street and being accused of a puppy
- killer $\ --$ of being a puppy killer when I am not. That's 3 4 why I hide away. $\mathsf{Q}.\;\;\mathsf{Okay},$ so have you been identified and targeted in the 5 6 Camp Beagle campaign? Have you personally been 7 targeted? I know that I've shouted at you myself, 8 "Shame on you", but have you been targeted as in 9 a picture of you, your name, a shadowy picture, "Where 10 is this person? Do you know who \dots " -- have you been 11 targeted? 12 A. No, I have not. 13 Q. You said you haven't got social media. Have you 14 regularly looked at Camp Beagle via your workmates since 15 it began, the social media. Has the Facebook site --16 you're aware --A. I've seen the odd footage but that's it . I haven't --17 18 you know, because I don't really want to get involved 19 with social media, so ... Q. Okay. Have you seen things like -- for example. the 2.0
- 21 fact there are protests outside the gates, the fact that
- 22 Camp Beagle have parliamentary petitions, the fact that
- 23 Camp Beagle carry out outreach events, the fact that
- 24 Camp Beagle do investigations into the international
- 25 trade that MBR are involved with, have you seen things

- 1 like that on Camp Beagle?
- 2 A. No.

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- 3 Q. Have you seen like a rogues' gallery on Camp Beagle
 - sites , like pictures of the workers and attempts to name
- 5 and shame the workers? Have you seen that on 6 Camp Beagle's social media?
- Camp Beagle's social media?
- A. No, because I haven't got social media and I haven't
 seen it from any of my other colleagues' social media.
- 9 Q. Okay.
- 10 A. I am aware that there are pictures of drivers, of the 11 staff driving out, but that's it.
- 12 Q. Okay. Is it a relief to you that, so far -- you may
- 13 have fears about Camp Beagle specifically targeting
- $14 \qquad \mbox{protestors}\,.$ Is it a relief to you that so far there
- 15 doesn't seem to be a drive from the Camp Beagle umbrella
- 16 of protestors to make it personal, as a co-ordinated
- 17 campaign? Are you relieved that that hasn't happened?
- 18 A. I am relieved that I am not targeted personally, but
 we're all still targeted when we leave work, when we
 come into work.
- 21 Q. Okay. Say, for example, 94:
- 22 "I shop in a supermarket much further away from my
- 23 house than the closest one, to lower the risk of being
- 24 recognised by any protestors. When I go shopping on
 - a high-street, I go to a different town so that I am

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- 1 further away from Camp Beagle." 2 Is it the case that you do -- and it's really 3 understandable -- have a massive fear of one day being 4 outed in your community and by the people that know you, "That's one of the MBR workers", and people would maybe 5 call you a puppy killer on the streets? That's a big 6 7 fear of yours, isn't it? A. I'm in fear of being recognised, my car being 8 9 recognised. 10 MR CURTIN: I think that's all the questions I have for you. 11 Thank you. 12 MS BOLTON: My Lord, a couple of very brief questions in 13 re-examination. 14 Re-examination by MS BOLTON MS BOLTON: Employee A, I think you may have clarified this 15 16 but let's just be clear. You were asked by Mr Curtin 17 earlier this morning whether there were any incidents 18 that you were involved in where your car's windscreens 19 were smashed or your car's tyres were slashed by 20 protestors. 21 Can I ask you to look at paragraph 75 of your 2.2 witness statement, page 1276, please? Could you just
- 23 read paragraph 75?
- 24 MR CURTIN: Does it matter that it's not in my bundle?
- 25 MS BOLTON: It is in your bundle. You took her to it.

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- 1 MR CURTIN: I go from --
- 2 MS BOLTON: You took her to it earlier.
- 3 MR CURTIN: Ah, did I? Then I accept I did.
- 4 MS BOLTON: Can you read that please?
- 5 A. Yes
- 6 Q. Have you seen it?
- 7 A. What now or --
- 8 Q. No, have you read it?
- 9 A. Not all of it, no, sorry.
- 10 Q. Just read that and let me know when you've finished,
- 11 please.
- 12 MR CURTIN: My Lord, it's not in my bundle --
- 13 MR JUSTICE NICKLIN: I know.
- 14 $\,$ MS BOLTON: My Lord, apologies. It managed to get touched $\,$
- $15\,$ upon, I think, somewhere else in this statement, then,
- 16 so I'm just going to clarify this with the witness.
- 17 Employee A, have you finished reading that paragraph
- 18 yet?
- $19 \quad \mbox{A. Yes, I have. I've just finished, sorry.}$
- 20~ Q. Have there been any incidents of your car windows being
- 21 smashed by the protestors?
- 22 A. Yes.

25

- $2\,3$ $\,$ Q. Can I ask you, please, to turn to your exhibit at
- 24 page 1282, please? Let me know when you're there.

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1 Q. Yes, please.

A. 1282?

- 2 A. 1282 is the High Court Justice page; is that correct?
- 3~ Q. Yes, that's the start of your exhibit . If you turn to
- 4 page 1285, please ---
- 5 A. Okay, yes.
- 6 Q. -- and if you look at the photographs on 1285, 1286,
- 7 1287, please ---
- 8 A. Yes.
- 9 Q. -- 1288 --
- 10 A. Yes.
- 11 Q. -- and 1289 --
- 12 A. Yes.
- 13 Q. -- what are those photographs are?
- 14 A. That's of the damage to my windscreen when the object
- 15 was thrown at my car.
- 16 MS BOLTON: Thank you very much.
- 17 My Lord, no further re–examination.
- 18 MR JUSTICE NICKLIN: Can I ask you one question, Employee A,
- 19 which is: what do you think that the protestors do now
- 20 that they should be prevented from doing?
- 21 A. I think they should not be allowed to camp. I know --
- 22 I understand everybody has a right to peaceful
- 23 protesting, but every morning when you come in, they're
- 24 there, calling you names, every evening they're there,
- 25 calling you names. I say everybody has a right to

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1	peaceful protest. This is not a peaceful protest.
2	MR JUSTICE NICKLIN: You mentioned camping, but if they were
3	allowed $$ if they came every day, do you think they
4	should be prevented from coming every day?
5	A. It would be nice if they could be prevented from coming
6	every day.
7	MR JUSTICE NICKLIN: But you say they should be made to
8	protest peacefully. Does that mean they have to stand
9	in silence?
10	A. Yes.
11	MR JUSTICE NICKLIN: Right. Okay. Thank you very much.
12	A. Thank you.
13	MR JUSTICE NICKLIN: Right. That completes your evidence,
14	Employee A. Thank you for giving it. I'm sorry I'm
15	having to refer to you not using your name but you'll
16	understand that we're in open court now. But thank you
17	for your evidence.
18	A. Thank you.
19	MR JUSTICE NICKLIN: Right. We'll come back at 2 o'clock.
20	Thank you very much.
21	(12.51 pm)
22	(The short adjournment)
23	(2.01 pm)
24	MR JUSTICE NICKLIN: Yes, Ms Bolton.
25	MS BOLTON: My Lord, before I call the next witness, if

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interviews and I have a witness statement from
Ms Pressick exhibiting the exit interviews. That
witness statement, my Lord, also deals with Employee P,
who has been signed off of work, and Employee AA, and
why they are not prepared to come and give evidence, and

I may hand up -- your Lordship asked for the exit

- 7 it explains a little bit about their past in that
- 8 respect, my Lord.
- 9 MR JUSTICE NICKLIN: Okay.
- 10 MS BOLTON: That exhibits two rather late in the day hearsay
- 11 notices, but I appreciate the position is the court will
- 12 put what weight it deems appropriate on those witness
- 13 statements.
- MR JUSTICE NICKLIN: Yes. You've given a copy to Mr Curtin? 14
- 15 MS BOLTON: A copy for Mr Curtin. (Handed)
- 16 MR JUSTICE NICKLIN: Thank you very much. Right, okay. Are 17 we ready for the next witness?
- 18 MS BOLTON: My Lord, we are.
- 19 MR JUSTICE NICKLIN: Okay. So I'm going to have to ask,
- 2.0 members of the public, if you just step out for a short
- 21 time while we get the witness sworn and then you'll be
- 2.2 invited to come back in. Thank you very much.
- 23 (Hearing in private)
- 24 MS BOLTON: My Lord, we'll need the screen over here turned

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25 off.

- MR JUSTICE NICKLIN: Oh, we're probably celebrating its 1 2 working so -- but we can turn it off temporarily. 3 Hello, we've now gone into private so can you activate the camera at the remote site, please? Very 4 good. Thank you very much. Can you hear us all right? 5 THE WITNESS: Yes. 6 7 MR JUSTICE NICKLIN: Good, thank you. MS BOLTON: My Lord, this is Employee B, who is [redacted]. 8 9 My Lord, the body of her witness statement starts at 10 page 1359 in the persons unknown bundle. 11 MR JUSTICE NICKLIN: Right. If we can have the witness 12 sworn then, please. Thank you very much. EMPLOYEE B (sworn) 13 14 MR JUSTICE NICKLIN: Thank you. We can deactivate the 15 camera at the remote site now and we can get the public 16 back in. We can turn that television back on. 17 (Hearing in public) 18 Right. Thank you, Ms Bolton. Examination-in-chief by MS BOLTON 19 20 MS BOLTON: Employee B, good afternoon. 21 A. Good afternoon. 22 Q. There should be a bundle in front of you, and if I could
- ask you to turn to page 1359 of that bundle, please --23
- 24 A Yes
- 25 Q. -- it should say "First witness statement of

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- 1 Employee B".
- 2 A. Yes. it does.
- 3 Q. If I could ask you to turn through to page 1388,
- 4 please ---
- 5 A. Yes, I have that.
- 6 Q. -- did you sign that off as Employee B?
- 7 A. Yes. I did.
- 8 Q. Is that witness statement still true to the best of your
- 9 knowledge and belief?
- 10 A. It is.
- 11 MS BOLTON: Thank you, Employee B. There may be some
- 12 further questions for you. 13 A. Okay.
- Cross-examination by MR CURTIN 14
- 15 MR JUSTICE NICKLIN: Yes, Mr Curtin.
- MR CURTIN: Good afternoon. 16
- 17 A. Good afternoon.
- 18 Q. I'm going to run through your statement that you've
- 19 made. I'm just going to do it in chronological order.
- 20 A. Okav.
- 21 Q. You're the last employee, MBR employee. I've had quite
- 2.2 a number so you're the last one and I'm just going to go
- 23 through your statement as I did against them. It will
- 2.4 take -- we'll be finished by the end of -- my plan is to 25
 - finished by 4 o'clock, so I' II just do what I do with

- 1 you what I've done with every witness so far.
- 2 Paragraph 5, you've been employed since it was
- 3 acquired by MBR and you've been working at the site for
- 4 many years. So you were there when it was -- MBR took
- 5 over from Envigo. Envigo were previously called,
- 6 "Harlan Interfauna" and previously "Interfauna". Do
- 7 those names mean anything to you, Interfauna,
- 8 Harlan Interfauna and Envigo?
- 9 A. Yes, I know of the names.
- 10 Q. Were you working at MBR as far back as when it was run 11 by Interfauna?
- 12 A. No. I wasn't.
- 13 Q. Harlan Interfauna?
- 14 A. No.
- Q. Oh, right. So how many years have you been working there? I just want to know.
- 17 A. 19.

- 18 $\,$ Q. 19. Sorry to correct you, but you were working there
- 19 then at the time of Harlan Interfauna, I do believe.
- 20 A. I was employed under Harlan UK which had changed from 21 Harlan Interfauna.
- Q. Okay. I'll tell you what I'll do. I was going to raiseanother point but it will come up during the
- 24 questioning, if I may.
 - Paragraph 6 -- in fact the whole of the paragraph,

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- 1 if I could summarise it the way I read it, it's the fact 2 that there have been protests at the site before, but, 3 according to you, the nature of the protests was 4 different in that the previous protests had focused on 5 what actually goes on at the site and beyond that to the 6 laboratories it supplies. But is it your case that the 7 Camp Beagle protests have been targeted at workers and 8 you're one of those workers that are targeted -- is that 9 correct? -- more so than previous campaigns? In fact 10 the other campaigns targeted the animal issues whereas 11 is it your case that Camp Beagle targets the people? 12 A. Yes, the protests that I have witnessed myself at the 13 Wyton site has been more a general protest into the 14 vivisection industry, whereas the Camp Beagle protests, 15 I feel it's targeted the individuals more. 16 Q. Okay. Well, at any point during my evidence to you 17 today, I'd like you to point out, "There's an example of 18 when \dots " -- because, remember, I'm here to defend 19 myself and I have a witness bundle in front of me and 20 I'm going to be defending myself. But at any point 21 today. I would like you to tell the court, for example, 2.2 "That's a classic example of why I felt personally 23 targeted"; do you understand? 24 A. Yes.
- 24 A. Yes.
- 25~ Q. Because it's my case to you that at no point whatsoever
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- has Mr John Curtin targeted you individually. That will
 be my case.
- 3 MR JUSTICE NICKLIN: Well, Employee B, would you accept that
- 4 proposition from Mr Curtin?
- 5 A. No. I would not.
- 6 MR JUSTICE NICKLIN: Okay.
- 7 MR CURTIN: You go on -- you start to talk about:
- 8 "... I feel that the 'Camp Beagle' protest seems to
- 9 be more personally targeted ... "
- 10 That's rather vague, isn't it?
- 11 A. Well, no, that's how I perceive it in my opinion.
- 12 Q. Okay. As far as the protest goes -- because I gather
- $13 \qquad % 13 \qquad %$
- 14 to here that there have been some targeted attacks on
- 15 workers' homes. If you can for the moment -- we can
- 16 come back to it -- put that to one side and think about
- 17 the protests at the Wyton site itself as workers come in
- 18 and out or as you go about your business. I've found no 19 evidence at all in my witness bundle that would say
- 19evidence at all in my witness bundle that would say20either that I've targeted you --- I have targeted you
- 21 personally and in fact that anyone has targeted you
- 22 personally. What do you say about that?
- 23 A. I disagree.
- 24 Q. It would be my defence that any time -- and I think
- 25 $\,$ we're going to come to it -- where Mr Curtin addresses

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- 1 you as you're leaving the site or entering the site, Mr Curtin addresses you as literally person X who works 2 3 at MBR. There is -- on the contrary of it being 4 personal -- it may feel personal to you, you can talk 5 about that if you want, but there's actually never been 6 targeting of you. Do you understand? 7 A. No. 8 Q. Okay. Let me give you an example of that. We'll come 9 to it because we've met before, haven't we, in a court 10 situation? 11 A. Correct 12 Q. As a result of a statement that you gave to the police, 13 I was arrested for public order offences and causing you 14 I think alarm, harassment and distress. Is that your 15 memory? 16 A. Yes.
- 17 Q. So during the course of this week I've been presented
- 18 evidence of me as a named individual. I've seen names
- 19 that I'd never seen before of workers and I've been able
- 20 to see their faces, but, for example, your name, I know
- 21 it. don't I. [redacted]?
- 22 MR JUSTICE NICKLIN: Mr Curtin --
- 23 MR CURTIN: I --
- 24 MR JUSTICE NICKLIN: That's a mistake.
- 25 A. So that's a mistake that now can't be rectified and that

- 1 is the reason I did not want to give evidence because
- 2 you now have four members in the public gallery that
- 3 have just heard that name.
- 4 MR CURTIN: It is, and all I can do -- I apologise to you
- here and I will speak to -- I've got some -- there are
 people in the public gallery, some of my family, and
- 7 I will speak --
- 8 A. But that's the case here that I'm not willing to
- 9 continue with this statement. I've said what I need to
- 10 say in my statement. You've just used that opportunity
- 11 to do that, which I feel you've done that on purpose
- 12 today, knowing I'm the last person.
- 13 Q. I absolutely reject that. The reason I said it is
 14 because I was on the subject of names. Did you say you
 15 don't want to carry on?
- 16 MS BOLTON: My Lord, I wonder if it would be possible for
- 17 your Lordship to rise for a minute because I do think
- 18 that that's probably caused the witness guite some
- 19 distress . This witness gave evidence behind a screen
- 20 the last time she gave evidence.
- 21 MR JUSTICE NICKLIN: Right.
- 22 MS BOLTON: Now her identity has been further compromised
- and it has been very difficult to get these witnesses to
- 24 give evidence for fear of these kind of incidents
- 25 happening, and now it has --

- 1 MR JUSTICE NICKLIN: I appreciate that. 2 MS BOLTON: -- so I think she might need some time. There 3 is a court order in place. I would also ask 4 your Lordship to remind everybody who is in the gallery 5 of that court order because it would appear that some of 6 them may not know that if they're Mr Curtin's family. MR JUSTICE NICKLIN: Yes. There is a court order that 7 protects the identity of -- the fact that that name has 8 9 been mentioned in court does not allow you to publish 10 that or refer to it. It was a mistake and so the fact 11 it doesn't change the nature of the restriction 12 that's imposed by that court order. 13 Now, Employee B, can I just ask whether you do want 14 a short break? 15 A. Yes. please MR JUSTICE NICKLIN: Right. How long? I mean -- sorry? 16 17 A. Could I have just ten minutes, please? 18 MR JUSTICE NICKLIN: Certainly. You can't discuss your 19 evidence with anybody else, please, during that period, 2.0 which is going to make what's said during that period --21 MS BOLTON: My Lord, I'm wondering if I can at least speak 2.2 to Employee B about what has happened and how she would 23 still be protected 24 MR JUSTICE NICKLIN: Yes. Well, I make the position so that 25 it's clear to Employee B as well, she will have heard
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1 what I've said to the members of the public who are 2 present in court, which is the fact that there has been 3 a slip and that their name has been mentioned doesn't alter the fact that there is still a restriction in 4 5 place which means that nobody can report or disseminate that name and that continues to apply. 6 7 MS BOLTON: My Lord. MR JUSTICE NICKLIN: Right. Okay. Well, I'll come back ---8 9 I'll say 2.30. 10 (2.17 pm) (A short break) 11 12 (2.42 pm) MR JUSTICE NICKLIN: Yes. 13 MS BOLTON: My Lord, I do need to make some submissions on 14 15 this, but may I ask, is it possible for us to make those submissions in private? This is quite a delicate 16 17 matter. I'm a bit concerned it might lead to further 18 disclosure otherwise. MR JUSTICE NICKLIN: Right. Well, without going into too 19 20 much detail, sketch out to me more broadly what you want 21 to submit to me and what you want me to do. MS BOLTON: Well, my Lord, first of all, the witness has 22 23 real concerns that her identity was revealed 24 deliberately because of something that has happened in 25 the past and that was to do with what was -- the

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- proceedings being discussed. So I am concerned it's
- $2 \qquad \qquad {\rm going \ to \ lead \ to \ further \ disclosure }. \quad {\rm I \ have \ got}$
- 3 a proposed way through it which I think should be 4 sufficient .
- 5 MR JUSTICE NICKLIN: Sorry, further disclosure. Now,
- I don't imagine that Mr Curtin it has escaped his
- knowledge that mentioning the witness' name in open
- 8 court was a serious error. Are you suggesting that
- 9 there's going to be a repetition of that?
- 10 MS BOLTON: My Lord, no, but there were repercussions to the
- 11 witness' name being known in the magistrates' courts and
- 12 that is what I need to raise with your Lordship. I just
- 13 feel that, in dealing with this issue, there is a risk
- 14 of this happening again.

1

- 15 MR JUSTICE NICKLIN: Why?
- 16 MS BOLTON: Because it's happened once today, my Lord, and
- 17 it's going to refer to those proceedings again.
- 18 MR JUSTICE NICKLIN: Okay.
- 19 MS BOLTON: It's a measure of precaution.
- 20 MR JUSTICE NICKLIN: So just help me, in the magistrates'
- 21 court proceedings, was the witness' name given?
- 22 MS BOLTON: Yes.

2.4

- 23 MR JUSTICE NICKLIN: Right. So there were no restrictions
 - placed on the name in the magistrates' court?
- 25 MS BOLTON: Yes, the witness gave evidence behind a screen.

1	MR JUSTICE NICKLIN: I appreciate that. That's special
2	measures.
3	MS BOLTON: Yes. As a result of the witness' name being
4	known, following that, the witness was targeted on
5	social media. The witness $$ some of the witness'
6	colleagues were within her social media group and that
7	led to the identification and targeting of those
8	employees, so she's struggling to accept today's
9	disclosure was accidental and there were quite
10	significant repercussions last time.
11	MR JUSTICE NICKLIN: Right.
12	MS BOLTON: There is also, I note, Ms Jaffray is online for
13	the first time since her settlement. We don't know who
14	is with her, we don't know who has heard that
15	disclosure . There are people in the gallery today $$
16	one of the things I would suggest is that, first of all,
17	we confirm who is with Ms Jaffray and, secondly, that
18	perhaps the court permits the actual order to be served
19	on those who have heard the disclosure today because it
20	does appear $$ and I appreciate it may very well not
21	have been Mr Curtin $$ but it does appear that this
22	witness' name being known last time led to the targeting
23	of the employees, so the witness is quite distressed and
24	for good reason.
25	MR JUSTICE NICKLIN: Right. Wait a minute, Mr Curtin.
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1	Ms Jaffray, you're online. Is there anybody with
2	you? You'll need to unmute yourself. (Pause)
3	Well, can you confirm that, Ms Jaffray, by coming
4	online, please?
5	Ms Jaffray, I understand you can hear me but I need
6	you to confirm. It's a matter of some importance,
7	please.
8	Nizana, will you email her and ask her why she's not
9	responding.

10 Ask her to log out and come back in, please.

11 MR CURTIN: My Lord, can I give -- take one minute to give 12 first of all an apology and if I could give the context 13 and why that mistake happened. I do know -- I've got in big names [sic] here, "No 14 15 names. Don't say certain names". I'm not going to do 16 it again. I did it because -- the fact that I -- I've 17 managed to scupper my own point very, very badly, that 18 I have had this person's name for over a year and I did 19 nothing with it and I had no desire to do anything with 2.0 it, so it was actually to do the opposite, to set her mind at rest about me in an attempt, but l've -- by my 21 2.2 mistake, I've dismantled that. 23 I'm not aware -- it was my case. I may be mistaken

- 24 and it's not in the evidence bundle -- because I knew
- 25 her name from the magistrates', that she's had some

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- trouble because of that. I was not aware of that, it's 1 2 not in my evidence bundle and I have no wish to cause 3 this witness any particular harassment and it was 4 a genuine mistake. It really was. MR JUSTICE NICKLIN: Okay. 5 MR CURTIN: It's because I was about to talk and I wanted to 6 7 say, "Your person's name, blah blah blah, has not been 8 plastered around the town". It was genuine and 9 I apologise to the witness and I ask her to -- as little 10 trust as there is between us maybe, that it was 11 a genuine mistake. 12 MR JUSTICE NICKLIN: She can access the CVP by telephone so 13 can you give her the number and ask her to dial in, 14 please? 15 Ms Jaffray says her microphone is broken. 16 I just want to understand where we're going with 17 this. I'm more than prepared to listen to submissions, 18 but I want to know ultimately what they're leading to, 19 what is the final submission you're going to be asking 20 me or order you're going to be asking me to make. 21 MS BOLTON: My Lord, it's not so much about an order I'm 2.2 asking you to make. It's about asking for permission to 23 serve the order you have made on those who have heard 24 it. I appreciate Ms Jaffray has, but we don't know who
- 25 is with her, if anybody, and there are members of the

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1	public gallery and we should rightly ask your
2	permission. Your Lordship has made it clear that an
3	order has been made, but we would like those who are
4	present and those who have heard that disclosure to have
5	a copy of that order. I don't want there to be any
6	doubt over what is prohibited.
7	MR JUSTICE NICKLIN: Well, I can achieve that by reading it
8	out.
9	MS BOLTON: My Lord, I do think we need to know who is with
10	Ms Jaffray because otherwise $$
11	MR JUSTICE NICKLIN: Well, you've heard what I'm trying to
12	do to remedy that, Ms Bolton.
13	MS BOLTON: But we have got copies on the way, my Lord, if
14	we're permitted to serve them, but I appreciate ${\sf I}$ need
15	your Lordship's permission to do that.
16	MR JUSTICE NICKLIN: What date is the order?
17	MS BOLTON: 20 and 21 March, my Lord, sealed on 3 April.
18	It 's the PTR order.
19	MR JUSTICE NICKLIN: For all those people in the public
20	gallery , the important thing for you to note is that
21	I have made an order under the Contempt of Court Act,
22	section 11, that there should be no publication in any
23	report of or otherwise in connection with these
24	proceedings of the identity of the anonymised witnesses,
25	which includes the name that was read out by Mr Curtin

- 1 earlier on this afternoon. You mustn't publish that
- 2 name in any way whatsoever or in any way that would lead
- 3 to the identification of that witness in these
- 4 proceedings.
- 5 Does everybody understand the importance of that? 6 Right, thank you very much.
- 7 That's sufficient, Ms Bolton, for, if necessary, any
- contempt of court proceedings because it's a mandatory 8
- 9 prohibition. It's not subject to requirements of
- 10 service
- MS BOLTON: My Lord, I'm grateful. 11
- 12 My Lord, that just leaves who is with Ms Jaffray.
- 13 MR JUSTICE NICKLIN: Well, I'm trying to work that out at
- the moment, but she's -- I don't know whether you heard. 14
- 15 She emailed us to tell us that she's only there with her
- 16 dog. I would like to obtain that from her directly. So
- 17 leave that as a matter that we'll try to come back to, 18 but what then -- what next?
- MS BOLTON: My Lord, that is the comfort that I've asked the 19
- court to provide for the witness and the witness -- I've
- 20 21
- spoken to her and agreed I would ask for some comfort 22
- for her that everybody is clearly aware of the 23 requirements and she has agreed on that basis to give
- 24 evidence
- 25
 - MR JUSTICE NICKLIN: Well, Ms Jaffray, I can see that you're

- still online. You will appreciate immediately from 1 2 what's been discussed the importance of this and that it 3 is slightly frustrating that I'm unable to communicate 4 with you. I understand that a number has been provided 5 to you to enable you to dial in to the CVP which will 6 enable you to communicate with the court. 7 (Pause) 8 Has she communicated with anybody? 9 THE MR JUSTICE NICKLIN'S CLERK: She's trying to connect to 10 the number. (Pause) 11 MR JUSTICE NICKLIN: Right. I think we had better carry on 12 with the evidence and we'll get Ms Jaffray on the line. 13 MS BOLTON: My Lord, I'm looking at the time. Do we 14 need a -- Opus have been in court the whole time, so do 15 they need a break? They're indicating that they're 16 okay. 17 MR JUSTICE NICKLIN: Okay. Good. 18 Right. Mr Curtin -- sorry, Employee B, you've heard 19 what's happening. In relation to those people who are 2.0 in court physically, they've been reminded of the terms 21 of an order that I've made some time ago which protects 2.2 your identity in these proceedings, so even though your 23 name was mentioned in court, that doesn't enable anybody
- 24
- to refer to that fact. Anybody who did so would be 25
- acting in contempt of court. I'm ascertaining -- I'm

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- 1 making efforts to confirm the position with Ms Jaffray, 2 who has been on the CVP link today, but I'm waiting to
- 3 get her connected up to the proceedings before I can
- 4 make the position clear to her as well. But we're going
- to carry on in the meantime. 5
- A. Okay, thank you. 6
- 7 MR JUSTICE NICKLIN: Right, Mr Curtin.
- 8 MR CURTIN: For what it's worth, if I may offer an apology
- 9 because I've kind of destroyed my own -- one of my own
- 10 lines of questioning, which was along the grounds. What
- 11 we've just seen in court perhaps exhibits that, that
- 12 Mr Curtin has had your identity and has met you before
- 13 in court --
- MR JUSTICE NICKLIN: Okay, what have we done now? 14
- 15 MS BOLTON: I think that might be Ms Jaffray.
- MR JUSTICE NICKLIN: Is that you, Ms Jaffray? 16
- 17 MS JAFFRAY: I'm so sorry. I've been waiting and waiting
- 18 for the number to come through. It's just come through 19 now
- 20 MR JUSTICE NICKLIN: Okay. Please can you confirm whether
- 21 there's anybody with you that's been listening to the 22 link this afternoon?
- 23 MS_JAFFRAY: No. it's just myself.
- 24 MR JUSTICE NICKLIN: You will have heard, I think, what
- 25 I said to the public who are present in court -

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- 1 MS IAFERAY I did
- MR JUSTICE NICKLIN: -- about the Contempt of Court Act 2
- 3 order that I made. It applies to you as well, as it
- 4 would have done had you been in court physically, and it
- 5 means that you are not able to publish the name that was
- 6 mentioned by Mr Curtin, the name of the witness, in
- 7 relation to these proceedings or publish anything which
- 8 might lead to the identification of the witness. Do you
- 9 understand those restrictions?
- 10 MS JAFFRAY: Yes, of course,
- 11 MR JUSTICE NICKLIN: And you understand that it would be
- 12 a contempt of court punishable by all of the usual
- 13 penalties that would apply to a contempt of court
- 14 were you to breach that order?
- 15 MS JAFFRAY: Yes, I do.
- 16 MR JUSTICE NICKLIN: Okay. Thank you very much.
- 17 MS JAFFRAY: Thank you.
- 18 MR JUSTICE NICKLIN: You can go back to simply listening on
- 19 your computer device now, Ms Jaffray. You don't need to
- 2.0 remain on the telephone line.
- 21 MS JAFFRAY: Great. Thank you.
- 2.2 MR JUSTICE NICKLIN: All right. Thank you very much.
- 23 Right. Mr Curtin.
- 2.4 MR CURTIN: So the incident that's just happened here, this
- 25 court -- when your name was mentioned, it caused you

1		fear and I absolutely understand that fear and that's
2		why l've apologised; yes?
3	Α.	Okay.
4	Q.	And I've known your name for a long time, haven't I?
5	Α.	Yes.
6	Q.	It would be my case, my defence case, that $$ before we
7		go on to the evidence, let's deal with this. Are you
8		aware of Camp Beagle's social media pages, for example
9		the Facebook page?
10	Α.	Yes.
11	Q.	It's my defence that with any influence I was able to
12		have on the protests, with all my experience $$ it's
13		part of my defence that, as much as I could, I have
14		never had any form of sole control or full editorial
15		control of social media but I have an influence $$ it
16		would be my defence that I don't $$ it's not part of my
17		campaign to shame any particular worker, say to have
18		a rogues' gallery . After you gave evidence against me,
19		was that a fear of you $$ was it a fear that, "My name
20		is now out there. It's now going to be plastered all
21		over town"? Was that one of your fears?
22	Α.	Yes, it was.
23	Q.	And that, in your case, didn't materialise. We've just
24		heard some talk from the legal team representing MBR
25		that in fact you did suffer from some consequences of

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- 1 your name perhaps being released after the court case;
- is that true or have you had no impact from your name 2 3 being released? Which one?
- 4 A. Yes, it is true. As we went to court in the January, by 5 the March the social medias of the people that had been in court were online, being shared. 6
- 7 Q. Is it your evidence that your name was shared?
- 8 A. Correct.
- 9 Q. It's just that it's not in the bundle and I don't know
- 10 if it ever was -- I'm not going to say that's not true.
- 11 It's my case to you that there's no evidence whatsoever
- 12 that Mr Curtin has attempted to name and shame you. 13
- I made a mistake in court just now and, if I was going 14 to do it in an open court with lots of witnesses, it
- 15 wouldn't be the best place to do it. I put to you
- 16 again, Mr Curtin has played -- not only has he played no
- 17 part in naming and shaming you; he seems to have -- on
- 18 the surface he's actively disengaged from naming and
- 19 shaming you. Could you accept that?
- 2.0 A. No, it didn't mention it in my statement through the
- 21 fact that I was trying to keep my anonymity as much as
- 2.2 possible and with the statement I didn't want it to
- 23 reflect some of the things that have happened in the 24
- fact of my name. However, I do believe that as 25
- a consequence from the magistrates' case that there was

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- 1 links on -- the fact it came out about seven weeks 2 later, that all of our names had then been released. 3 Q. Apart from the illegal acts $\,--$ and I call that by the 4 obvious -- if I can say that, the obvious illegal $% \left({{{\left[{{{c_{a}}} \right]}_{n}}}_{n}} \right)$ acts 5 such as attacking workers in their houses, are you aware of any at least high public profile attempts to name and 6 7 shame the workers? 8 A. As far as plastering names on walls and posters, yes. 9 $\mathsf{Q}.\;\;\mathsf{I}$ put it to you that there may be some isolated 10 incidents but that has not been a hallmark of the 11 campaign. Could you accept that? The hallmark of the 12 public campaign has not been to personalise it against 13 vou? 14 A. I would say a part of the campaign has been targeting 15 the staff, yes. 16 Q. Okay. You talked about, in paragraph 6: 17 "... I feel that the 'Camp Beagle' protest seems to 18 be more than personally targeted towards the individuals 19 working for MBR ... 20 Yes?
- 21 A. Yes, what I see of it.
- 22 Q. You feel it and -- I asked this of the previous
- witness -- what about, if you have looked at the 23
- 24 websites, stuff like our parliamentary campaigns, the
- 25 parliamentary petitions, the outreach campaigns in

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- 1 different towns, investigations, political lobbying, the 2 whole -- the social media is full of activities of 3 Camp Beagle and they're not personal against individual 4 workers and they do in fact focus on the issue at hand, 5 which is animal experiments. I put that to you, that 6 the social media campaigns are -- do everything they can 7 not to make it personal. What do you say to that? 8 A. I'd say that the Camp Beagle Facebook page is 9 a smokescreen of what's going on. You only see a small 10 snippet of that, probably one or two posts a day of what 11 is wanting to be released, but what is actually seen at 12 the camp site is a completely different matter. 13 Q. Have you ever had, for example, people shouting your 14 name? 15 A. Yes 16 Q. You have? It's not in your witness statement. A. Again, I didn't want to refer to my name in my witness 17 18 statement. 19 Q. Okay. Let's move on. I'm going to have to move on 2.0 because I've caused extensive delay by mistake. I'm not 21 going to skim through the evidence. I'm just going to 2.2 go through it as quickly as I can. 23 Paragraph 7, the first sentence: 2.4
- "As the Court will by now be aware, in the spring of 25
 - 2021 protests outside the Wyton Site started to

- 1 escalate."
- 2 Do you see that sentence?
- 3 A. Yes.
- 4 Q. Now, did you write this whole statement of your own free
- 5 will and were the words of your choice?
- A. The words were of my choice. 6
- 7 Q. Were you guided in the choice of your words?
- A. It was my words written with a solicitor, yes. 8
- 9 $\mathsf{Q}.\;$ It's just that this same sentence, l've seen it repeated
- 10 in one statement after another. Yours is perhaps the
- 11 seventh or eighth time I've seen this exact wording.
- 12 Could you explain that?
- 13 MR JUSTICE NICKLIN: This isn't a very good example of that, Mr Curtin. 14
- 15 MR CURTIN: Isn't it?
- MR JUSTICE NICKLIN: No. This is actually different. 16
- 17
- MR CURTIN: Okay. I'll retract that point. Oh, it's all 18 going wrong. Sorry.
- 19 Right. Let's move to paragraph 9. If we could just
- 2.0 show a little bit of this video, please, 858. I ask you
- 21 to cue it up. This is in April 2021. This is before
- 22 Camp Beagle. I'm only going to show a few seconds of
- 23 it, perhaps, but it shows ...
- 24 THE EPE OPERATOR: (Inaudible).
- 25 MR CURTIN: 859. Okay, I'll tell you what, I don't need to

- 1 rely on it except for if you take it from me, it shows
- 2 a demonstration on 16 April and it shows people standing
- 3 at the exit road, with banners, shouting. But this --
- 4 you still find -- you found this unsettling; yes?
- 5 A. Yes
- Q. And you're feeling very scared --6
- MR JUSTICE NICKLIN: Why haven't we got the video? 7
- 8 MS BOLTON: Apparently they do have the video. You just
- 9 have to press -- ves. I'm sorry. I'm remembering
- 10 myself. You press "Load more". It's just when you get
- 11 to the bottom, if it's not all of the videos showing,
- 12 you have to click on "Load more" and then the further
- list will come up. 13
- MR CURTIN: 858. 14
- 15 MS BOLTON: You've got them all there, I think, just
- 16 scrolling along. It's on the share file .
- THE EPE OPERATOR: Which file? Sorry. Is that online? 17 18 (Pause)
- 19 MR CURTIN: So the video is just downloading. I'm just
- 2.0 going to show you perhaps a small section of it. It
- 21 would be my evidence that here's a demonstration before
- 2.2 Camp Beagle, people would protest with banners, with
- 23 placards, they're shouting what for you is abuse, for me
- 24 would be they're shouting slogans, and in your statement
- 25 you said you felt very intimidated and unsafe and you

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- 1 made a report to the police because of what happened 2 that day; is that correct? 3 A. I made a report to the police as I felt it was unsafe as 4 they were blocking vision for us to drive out onto 5 a 60 mile an hour speed limit road, which it was at the 6 time. 7 (Video played) Q. And you're fully -- so the "intimidated" was the fact 8 9 that it was a road safety issue; yes? I'm not 10 belittling it in any way. I can understand the road 11 safety issue there. But what about the intimidation? 12 That wasn't a road safety issue, was it, or was it? 13 A. So this was one of the first protests as in a larger 14 group of people with the placards all around the gate, 15 us trying to drive through, and that was the concern, 16 that they were actually in the gateway, trying to block 17 vision. So that is why it was put into my statement 18 because that was the first time that I'd felt that it
- 19 was slightly out of control with how the gateway had 20 been used by the protestors. 21 Q. Okay. And you've worked there for 19 years and in that 22 year -- do you recall the name "SHAC", Stop Huntingdon
- 23 Animal Concern [sic], that were focused on the
- 24 laboratory up the road from you, the Huntingdon
- 25 laboratory? Do you remember that?

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- 1 A. Yes, I recall it but it was quite -- it started to 2 settle down when I started there. There was no trouble 3 for many years from them. 4 Q. Yes, but there had been trouble, quite extensive amounts 5 of -- we'll call it "trouble"? A. Not at the Wyton site in the years that I'd been ... 6 7 $\mathsf{Q}.\;$ That's right, but at the Wyton site, that has a history 8 of previous demonstrations, it had an injunction out by 9 Harlan at one point, so this site does indeed have 10 a history of protests and I put to you that these 11 people, they are protesting yet you still found it 12 intimidatory; would that be correct? 13 A. Correct, because, as you said, we did have an injunction 14 during the Harlan time which did prevent them being 15 around the vehicles like they was here. 16 Q. Okay. The next couple of paragraphs, 10, 11, 12, they 17 talk of setting up a convoy in order to -- that was the 18 way you were going to go to work, was the setting up of 19 a convoy. 20 A. Yes.
- 21 Q. I haven't got much to say on it really except the
- 2.2 convoys were a decision made by -- a joint decision by
- 23 workers and management and I do believe the police were
- 2.4 involved; yes?
- 25 A. Yes

- 1 Q. You talk in paragraph 16 of times when you would perhaps 2 choose not to go out in the convoy because of the timing 3 of -- because you needed to leave perhaps early and 4 there were times when you did leave early out of the 5 convoy and you said: "It could also sometimes be scarier to leave without 6 7 the main convoy ..." 8 Yes? 9 A. Yes, correct and at the time we still had(?) a police 10 presence as well, (inaudible - overspeaking). 11 $^{\prime\prime}\ldots$ and I worried that the protestors would be more Q. 12 unpredictable without police presence." 13 Again, the police were there routinely when the 14 workers came in and when the workers left. You would 15 expect the police there and on the occasion where you 16 chose to go outside of the convoy, you had fears of what 17 the protestors might do. Did you -- did actually any --18 in reality . any incidences occur that were of a serious 19 nature, that you perhaps reported to the management or 20 the police outside -- when you weren't with the convoy, 21 did any incidents happen to you that you actually were 22 forced to report or was it a fear? 23 A. Yes, on the day of the -- what went on in video 294, 24 that was of a concern. ves. 25 Q. Okay. We'll come to that. Okay, let's go on to watch 97 1 some videos then. 8 September, the morning, video 249. 2 Have you got paragraph 29? A. Yes. 3 4 Q. My case to you -- let's watch a little bit of it . 5 (Video played) Okay, let's stop there. So I talked before of 6 7 a ritual . We've got police officers there. It's 8 8 o'clock in the morning. It's September so it's 9 a couple of months on. I would say rather than this 10 being a scene of utter chaos, there's a kind of ritual 11 happening. I suggest to you to have that in mind. 12 That's what I'll be asking you questions about as we 13 watch the video a bit further. A. Okav. 14
- 15 MR JUSTICE NICKLIN: Do these videos have no sound? 16 (Video played) 17 Stop there. I suggest you talk of Amanda James and 18 I'd suggest to you that's the figure on the first 19 picture you can see and there's a figure just behind 2.0 her. It's not a very good video to watch. There is 21 another video with a better view but I put to you that 2.2 Mr Curtin stands there the entire time next to Amanda 23 and we are protesting, on the drive -- yes -- protesting 24 whilst you're allowed to pass, virtually unobstructed. 25 Would you accept that?
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- 1 A. Yes, I never said we was actually completed obstructed.
- 2 MR JUSTICE NICKLIN: Yes?
- 3 MS BOLTON: My Lord, on the sound, the better video on sound 4 is 924.
- 5 MR JUSTICE NICKLIN: We might watch 924 in a minute -- well,
- 6 don't take it off yet. Did you want to look at anything 7 more on this?
- 8 MR CURTIN: No. A little snippet of 924.
- 9 MR JUSTICE NICKLIN: 924. Thank you very much.
- 10 MR CURTIN: Stop there first, before we show it. Can you
- 11 see two police officers talking to a protestor? I put
- 12 to you that that protestor is me.
- 13 A. Yes
- 14 $\,$ Q. Had you seen me talking to police officers before or had $\,$
- 15 you noticed me -- have you ever noticed me talking to
- 16 police officers?
- 17 A. I have.
- 18 Q. You have. Regularly? More so than other protestors?
- 19 A. No, not that I've noticed.
- 20 Q. Okay, but you have noticed me talking -- there we are.
 21 I'm talking to the police. It's my case that I'm
- 22 facilitating what's about to be a ritual -- that would
- 23 be my case -- and that the police roughly know what's
- 24 going to go on, I hopefully have got some idea what's
- 25 going to go on and even the workers have some degree.

1 But I don't take away that you can have fears about what 2 might happen, but there's a ritual about to take place. 3 Okay. 4 And if you could go to 52 seconds, please. 5 (Video played) 6 Just something to note, the security guard is not 7 coming over the line. He's not coming on to the drive. 8 Do you see that? 9 A. Yes. 10 (Video played) 11 Q. If we could stop there. So the cars are obstructed, 12 they are not given absolute free passage, but there's 13 a sense of slow crawling movement towards the gates. 14 Would you accept that? 15 A. I believe that first vehicle in the convoy did have to 16 come to a complete stop. MR JUSTICE NICKLIN: What's happening with the sound? 17 18 MS BOLTON: It is on. I can just about hear it, my Lord. 19 I don't know if it can be turned up a bit. 2.0 MR CURTIN: I'm not reliant on any sound in this. 21 (Video plaved) 2.2 MR JUSTICE NICKLIN: Okay, well if nobody is worried too 23 much about the audio of this, then we don't need to 2.4 worry but we do need to get it sorted. Okay, carry on. 25 MR CURTIN: Play the video a bit more.

(Video played)
ould stop there. Just the fact that
ore cars and, as you said, it 's not in
hat I blocked the gate and that is my
al and I'm not actually obstructing the
video, would you accept that?
into the next video, please. 290. This
r, and when I talked before about we've
n't we $$ and that led me to make that
gain I actually do apologise for .
z we have met before and, as a result
hat you made regarding this incident,
nd taken to court, wasn't I?
LIN: Okay, can I ask, is the sound important
re is no sound on this one, my Lord.
LIN: Right, okay. Is there sound of this
there is, and it's $$
re is, my Lord.
Let's watch 294.
LIN: Well, Mr Curtin, I don't want to take
f you want to look at that one because
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1 it shows something particular. MR CURTIN: There is a video, 290 actually -- 290 is the 2 3 video I want. If I could take you to 290, to 03.05. 4 (Video played) 5 Is that 03.05? THE EPE OPERATOR: I believe it is. 6 MR CURTIN: Ah. Can we take it back a little bit? Back 7 a bit more, I apologise. Ah, that's perfect. 8 9 If I could refresh you to the statement you made 10 which led to my arrest -- whose is this car that's about 11 to come out, do you know, that I'm in front of? 12 A. My colleague. Q. If we could take it a little bit before then. If we 13 could take it before, just to where we started there. 14 15 MS BOLTON: It's three minutes and one second. MR CURTIN: Three minutes and one second? 16 17 Okay, let's watch the video from there. 18 (Video played) 19 Stop there. 20 Now, if you remember from our court case, there was evidence that $\mathsf{I}'\mathsf{d}$ stopped your car and I stood in front 21 22 of your car. It was my evidence in court, which was 23 accepted, that the reason I'd stood in front of your car 24 was to make sure that the little $\ensuremath{\operatorname{dog}}$ behind us wasn't 25 going to get hit, which I imagine you might have been

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1		worried about. I was worried about.
2		Do you remember that part of the court case, that it
3		wasn't $$ it was my evidence and it was accepted that
4		I'm standing in front of your car because there's $$
5		basically I'm more worried about the dog at that point
6		than I am your car. Do you remember that part of the
7		evidence and do you accept it?
8	Α.	No, I don't because you didn't remain with the dog
9		throughout the rest of it . You then stayed in front of
10		my colleague's car with the megaphone whilst the dog was
11		down the side, near the tyres of the car.
12	Q.	There was also evidence in that trial that I'd banged on
13		a car. Was that your car that I was meant to have
14		banged on?
15	Α.	With that court case, it was looking at the criminal
16		activity of this, whereas this is more looking at the
17		harassment, so this is why I have repeated this into my
18		statement because, as a daily harassment, I do feel this
19		is all relevant.
20	Q.	So you missed out deliberately in this statement what
21		you'd put in your last statement, the fact that I'd
22		banged the car? You felt that was unnecessary?
23	Α.	It was not my vehicle that you banged. It was my
24		colleague's vehicle that you banged. She had it in her
25		statement. I didn't. I wasn't in that car and I did

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not witness it. Q. Okay. So you made this statement with the purpose about bacasement so did you tailor, this statement to go

1

2

3	harassment, so did you tailor this statement to go
4	a certain way as opposed to the statement you made on me
5	in the court case at the magistrates'?
6	MR JUSTICE NICKLIN: Mr Curtin, this isn't a fruitful line
7	of cross—examination. If you have particular things
8	from the statement that was given in the magistrates'
9	court to which you attach importance and you want the
10	witness to comment on the fact that she's not included
11	that in this statement, then I'll let you explore that,
12	but general questions like this aren't of assistance.
13	MR CURTIN: Okay.
14	I ask you now $$ let's watch a little bit of this
15	video then. So it's my case $$ I put to you that the
16	reason I'm standing there is I'm standing in front of
17	a dog, and if you'd seen me have a $$ I then turn around
18	and have a word to the person, the person gets out the
19	way of the dog and then I actually do continue to go in
20	front of the cars, but at any time I'm in front of the
21	cars, I would ask you to accept that there's a backward
22	motion, there's a reversing motion $$ there's
23	a reversing energy. So if you want to, then you can
24	tell the tech to stop when you don't think l'm $$ l'm
25	slightly obstructing the free passage of the vehicle but
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1	if at any time you think I'm actually blocking the road,
2	then you say so; okay?
3	A. Okay.
4	(Video played)
5	I wouldn't say that's giving somebody free access
6	there, where there's (inaudible $-$ overspeaking).
7	Q. But the dog was there. Now the dog is out of the way.
8	It would be my evidence $$ and we needn't go into it too
9	much, but it will be my evidence that that particular
10	bit was because there was a dog in the way. It was not
11	your car anyway and $$ let's carry on and then you tell
12	when to stop when there's not a backward energy from me.
13	(Video played)
14	Okay, then it goes out of shot. Let's stop there
15	and let's go through to video 294.
16	MS BOLTON: We haven't got to 3.01. You wanted to reach
17	3.01.
18	MR CURTIN: Why?
19	MS BOLTON: That was the incident you were taking her to.
20	MR CURTIN: No, no, that was already the incident.
21	294 from 3.05.
22	(Video played)
23	Okay, stop there. Were you able to hear some of the
24	words spoken?
25	A. I was.
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1	Q.	I put it to you that's my gravelly voice $$
2	Α.	Correct.
3	Q.	and saying things like $$ along the lines of "You
4		smell", which on the surface of it I could fully
5		understand that that could be taken as a personal
6		comment, but in this respect everyone gets the same.
7		And if you heard, in this scenario, "You smell", I put
8		it to you that I am not for one second suggesting you
9		lack any sort of personal hygiene. It's a metaphorical
10		smell and it's not actually aimed at individual workers,
11		it 's aimed at all the workers. I'm asking you to accept
12		that. What would you say to that?
13	Α.	${\sf I}$ do not accept that because you were at my window of my
14		vehicle $$ I was the only one in there $$ with
15		a megaphone, telling me that I smell. You were calling
16		us "shit shovelers" and stuff like that. That is
17		individual targeting, which I mentioned earlier on.
18		That is not commenting on MBR's $$ what they do.
19	Q.	But you're in a line of vehicles $$ isn't it the case $$
20		there's nothing particularly unusual about this case $$
21		there are cars in front of you and there are cars behind
22		you. Why is it you $$
23	Α.	There's no cars behind me.
24	0	Pardon?

- Q. Pardon? 24
- A. There's no cars -- there's only two vehicles in that 25

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	1		convoy that day.
	2	Q.	Okay. So both cars got it, didn't they? Both cars got,
	3		"Are you going to have a shower? You'll never be able
	4		to wash the stink". Both cars, I would put to you, got
	5		similar abuse of similar protesting lines $$
	6	Α.	Similar inappropriate(?) but, yes, correct.
	7	Q.	Both cars got similar things chanted towards them and
	8		there was no $$ absolutely no personal element to it
	9		whatsoever apart from the fact you're coming out of
	10		MBR Acres?
	11	Α.	Anything you aim at an individual is personal. A plural
	12		thing would be to a group of people. If there's only
	13		one person in a vehicle, you're shouting at the person
	14		in it.
	15	Q.	What about if you were to go into work tomorrow morning
	16		and you're in line of cars, do you still $$ each time
	17		someone might say "Shame on you", "Puppy killer", do you
	18		always take the shouts of every protestor $$ when it's
	19		aimed in your vicinity , do you take it personally?
:	20	Α.	Yes.
:	21	Q.	Paragraph 35:
:	22		"I remember this incident as one of the days when
:	23		I felt most vulnerable because there was no security or
:	24		police present at the Gate"
2	25		Yes?
			107
	1	Α.	Yes.
	2	Q.	But nothing did happen to you, did it, apart from
	3		getting shouted at?

- 4 A. And being alarmed and distressed, no.
- 5 $\mathsf{Q}.~~"\mathsf{I}$ was worried that they might hurt me $\ldots"$
- 6 And again, they're calling you a puppy killer and 7 scum.
- 8 "It feels like \dots " --
- 9 A. I think --
- 10 Q. Yes, go on.
- 11 A. I feel for any lone woman in a vehicle, having men 12 aggressively shout through their window with
- 13 a megaphone, might be made to feel vulnerable.
- $\mathsf{Q}.\;\;\mathsf{Okay},$ but this is three months into the campaign, into 14 15 the Camp Beagle campaign --
- A. (Inaudible overspeaking). 16
- 17 Q. -- you've worked there for 19 years, you know -- let's 18 talk about now you're aware of the massive sensitivity
- 19 about this subject. It can be no surprise to you that
- 20
- someone who works for the company that you do is at the 21 receiving end of a level of protest. That's not
- 22 a surprise to you, is it?
- 23 A. It is no surprise that we would be at the end of any peaceful protest. It's always a surprise to me that 24
- 25 $\ensuremath{\mathsf{people}}$ are willing to break the law and individually

25

1		target people because they work in an industry.
2	Q.	But what if there was no attempt by the protestors at
3		the gate to target you and this was in fact $$ you can
4		call it peaceful, passionate, loud, but not full of
5		hate, not full of violence or aggression, and this was
6		a peaceful, lawful protest in which case $$ and you were
7		not being targeted in any way.
8	Α.	I think our views on peaceful protest are completely
9		different and I don't think we're going to agree on
10		that.
11	Q.	No, good. So let's talk about how you feel when you get
12		called "Puppy killer". Let's deal with that one because
13		I've dealt with it with every witness and I'll ask you
14		the same questions.
15		Are you a puppy killer?
16	Α.	No.
17	Q.	You've worked at the Wyton site for 19 years; yes?
18	Α.	Yes.
19	Q.	And in that time, the word "killing" seems to be an
20		issue here so I'll use $$ I'll use the term "euthanasia"
21		to begin with. Are you aware of euthanasia at the site?
22	Α.	l am.
23	Q.	In the transition period, when the site moved from
24		Harlan Interfauna to MBR $$ it was called the
25		"transition" by another witness. We've talked about
		109
1		this with another witness. Are you aware of
2		a euthanasia programme that took place during the
3		transition phase?
4	Α.	There was no euthanasia programme in the transition

- 5 phase. That is why it was a transition phase, because 6 it was a long thought-out process that would not result 7 in any extra euthanasia. 8 Q. Okay. All right. Let's go to -- what about the
- 9 bleeding licence? Are you aware of that?
- 10 A. I am.
- 11 Q. Are you aware of the terminal bleeding procedure?
- 12 A. I am.
- 13 Q. Would you accept that a dog -- a puppy, a dog -- that's subjected to the terminal bleeding procedure goes in the 14
- 15 room -- we've heard it's called the "Procedures room" --16 and it does not come back out; is that correct?
- 17 A. Correct. That's why it's terminal.
- 18 $\mathsf{Q}.\;$ So have you ever partaken in that process, taken a dog
- 19 there to the room in any way? Have you partaken in the
- 20 terminal bleeding procedure as a worker of 19 years?
- 21 A. I have.
- 2.2 Q. You have?
- 23 A. I have been present.
- 24 Q. You have been present. As a worker?
- 25 A. Yes.
- 110

- 1 Q. So it's clear then that -- do you understand that there 2 are people who live in this country that, having found 3 out about the -- say just the bleeding licence alone --4 what's not on trial here is the world of animal 5 experiments and what happens to the dogs after they leave the site, but let's just focus on this terminal 6 7 bleeding. Are you aware that there's a sizeable number 8 of people in this country that would see that as killing 9 puppies and also that they would hold culpable, hold 10 responsible, all the workers of such a company and not just the ones, if I may say, with like blood on their 11 12 hands? Do you accept the two things? One, would you 13 accept that other people might view what some people 14 might call the "terminal bleeding procedure" as killing 15 puppies and, two -- well, first of all, see if we can go with the first one. Would you accept that people would 16 17 see the terminal bleeding procedure as that's the work 18 of puppy killers? You don't have to agree with it but 19 just that there are people who would feel like that? 20 A. There is probably people that feel like that through 21 their lack of understanding and knowledge. 2.2 Q. There was in fact a Sun headline -- I forget -- it was 23 a tabloid headline, something along, I don't know, 24 vampires or something, about taking blood. Do you
 - remember such a Sun article?

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1	A.	I try not to read newspapers that are $$ that not a lot
2		of information is correct in them anyway.
3	Q.	So these, as you see, are misguided people who don't
4		know the facts, but they've come to the idea that
5		there's puppy killing going on here. What about that
6		you're all collectively responsible? Do you understand
7		such a point of view? You don't have to agree with it,
8		but do you understand that someone could take that point
9		of view?
10	Α.	${\sf I}$ do from believing some of the wrong information that
11		has been put out there that they might believe that,
12		yes.
13	Q.	I could use stronger examples, but let me say if you
14		were a potato factory producing potatoes $$ but you're
15		not. You produce beagles $$ but just some potatoes, the
16		people that work in the office , there's the security ,
17		the people that pack the potatoes, the people that put
18		the potatoes in the van, the van drivers for the
19		potatoes, they're all part of the potato factory and
20		they're all part of the procedure. Do you understand
21		that? And then apply that to MBR. I just need you to
22		understand that. Do you understand that way of thinking
23		that some people might have?
24	Α.	${\sf I}$ understand that anyone that works for a company is
25		part of the company, yes.

- 1 Q. And that I, speaking for myself -- part of my defence,
- 2 when I stand up and I point at you, "Shame on you",
- 3 "Puppy killer", I know what I'm saying and it's a term
- 4 of collective responsibility because I don't know --
- 5 I know your name -- I don't know what your practices are
- 6 or what you do. It's a collective . I ask you to accept
- 7 that that's -- as my defence, that there's a rationale
- 8 behind it. Would you accept that?
- 9 A. I accept your rationale for believing that and wanting 10 to get your point across. I don't accept that there is
- 11 rationale for you going out and giving people false
- information to try and make them feel the same as you.
 Q. Okay, well, false information -- we didn't get false
- 1.3 Q. Okay, well, faise information we didn't get faise
- 14
 information off the Home Office from the Freedom of

 15
 Information -- there is -- is there or is there not -
- 16 only one question -- a terminal bleeding procedure
- 17 practice that takes place at MBR?
- 18 A. There is a terminal bleeding procedure, yes.
- 21 A. Yes.
- 22 Q. And they affect your mood negatively?
- 23 A. Yes. Anyone being shouted at daily would tell you that
- 24 it has an effect, yes.
- 25~ Q. But not anyone works with a terminal bleeding procedure

- 1 with young puppies, do they?
- A. I don't work with young puppies in a terminal bleeding
 procedure, no.
 Q. Okay.
 A. This is where that information -- your information isn't
- A. This is where that information -- your information isn't
 correct.
- 7 Q. All right. Do you work with terminal procedure with adult dogs?
- 9 A. I have done, yes.
- 10 Q. Now, you finish there:
- "... I am interacting with people who are upset andcrying about it, which is very draining."
- 13 I just want to ask you this: do you have any notion 14 at all -- if we could talk about the people on the other
- 14at all --- if we could talk about the people on the oth15side of the fence, the people who do protest about
- 16 vivisection , the people who have -- people like me, who
- 17 have spent a hell of a lot of time on the side of that
- 18 road, at that camp, listening to the sounds of those
- 19 dogs. Do you understand that people who carry out
- 20 protests also get upset?
- 21 A. I do understand that they get upset but they need to
- 22 \qquad channel it differently and try to help work at stopping
- 23 \qquad animal testing as opposed to giving the people on the
- bottom daily grief. They could use that energy so muchbetter.
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- 1~ ~ Q. But you understand that they too -- they cry about the
- 2 issue. You're not the only one crying; yes?
- 3~ A. Yes, but I'm not in control of that issue . The
- 4 protestors are in control of making people cry daily,
- 5 aren't they?
- ${\rm 6}$ $\,$ Q. No, I would accept not. Well, no, the idea -- I'm not
- aware of a technique in the Camp Beagle campaign that is
 designed to make people cry. I'd absolutely --- I deny
- 9 that. I'd refuse that.
- 10~ A. I would say making people feel unsafe in their own home,
- destroying vehicles, shouting at them daily,
 intimidation, et cetera, are reasons for people to get
- 12 intimidation, et cetera, are reasons for people to get
 13 upset and none of that happened before Camp Beagle was
 14 in situ.
- 15 Q. It's my defence that I have played no part in any
- 16 intimidation, any harassment, any targeting of workers,
- $17\,$ say, in their homes. That would be my defence. What
- 18 have you got to say about that?
- 19~ A. I've never once said that you have gone to them homes
- 20 \qquad and done that yourself. However, again, as referring to
- 21 us as a potato factory, if you're part of that campaign
- and you're out there as a voice, then you're going to beseen as part of that.
- Q. Okay. But let's go to paragraph 55, where, according to
 you, I'm not just part of the campaign. I think this is

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1		the strongest description I've heard so far. I've heard
2		${\sf I}{}^{\prime}{\sf ve}$ been called "the boss" before and other terms, but
3		actually you suggest:
4		"It seems to me that he is the other protestors'
5		'god', and they will do whatever he tells them to do."
6		Is that correct?
7	Α.	Correct. That's why it's in my statement.
8	Q.	Do you believe that?
9	Α.	Yes, that's why it's in my statement.
10	Q.	How do you back that up? If you believe it, you should
11		be able to base it on something?
12		" they will do whatever he tells them to do "
13	Α.	This is my opinion. This is my opinion from what I see
14		from an outside point of view. Same as you've made
15		opinions of us from what you've seen and from an outside
16		point of view, this is my opinion from what I've seen.
17	Q.	So we've heard of graffiti outside people's houses and
18		people being sent funeral cards, et cetera. Is it your
19		suggestion that that's happened because I told whoever
20		did it to do it or are you talking about the protests
21		outside the gate?
22	Α.	From what I've seen, just the protestors in a whole.
23		You know, you're one of the leaders that's out there
24		telling people, "Direct action, we've got to do this,
25		we've got to do that". If your voice is heard telling

- 1 people, "This is what we've got to do", you know, I only
- 2 see what I can see from where I'm at. I don't know what
- 3 else you're telling them to do. If they're then doing
- 4 what I see you telling them to do, then I don't know
- 5 where that ends, if they're that obedient that they' ll 6 listen to you.
- Q. Yes, like you said, you don't know. You don't know that
 there's a possibility -- how would you know that, say,
 if Mr Curtin -- in fact one of his roles was to liaise
- 10 with the police and perhaps keep a lid on things and
- 11 remind people that all these activities are conducted in
- 12 broad daylight and under the cameras, advising people
- 13 not to get arrested and for the sake of the campaign not
- $14 \qquad \ \ {\rm to\ get\ arrested}$, to keep it legal and therefore it would
- 15 be not shut down and sustained because the campaign
- 16 would not be one of illegality but would actually be one
- 17of legality-- what do you say to that, that Mr Curtin18has played a role in keeping the campaign as peaceful as
- 19 possible, as legal as possible?
- 20 A. I feel that you've tried to keep it as legal as possible 21 as far as keeping Camp Beagle there and present. What
- is actually unseen I don't know and what I've seen from
- 23 your own actions with the megaphone before the
- 24 injunction and everything like that, I don't think you
 - was trying to keep it that peaceful then, no, because in

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- some of it you would be the one saying, "Come on, here
 they're coming. Let's hold them back. Here come the
 shit shovelers. This is what we do. This is what we
 do".
- Q. What about if you hadn't -- if you'd missed out some
 important words as, "The job here is not to hold them
 in, it's to protest and to actually move out of the way,
- 8 give them free passage", then it would be a different
- 9 hearing. This is just your understand. This is just
- 10 your feeling anyway, isn't it, about Mr Curtin? You're 11 not basing that --
- A. Well, if you wanted to play video 294, you would clearly
 hear you say, "Here they come. Let's hold them back".
 It wasn't, "Let's let them go". It was, "Let's hold
- 15 them back" --
- 16 Q. Well, if you remember --
- 17 A. (Inaudible overspeaking) putting a dog in front of the 18 car.
- $21 \qquad \mbox{I}$ was acquitted because, if you listen to the whole lot
- 22 of what I'm saying, it's to speak to people who have
- 24 absolutely not to block these cars but to allow them to
- 25 get to the road and leave". That's what happened in the

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- $1 \qquad \ \ \, \mbox{court case and I put it to you that's my role there that}$
- 2 day. What do you say to that?
- 3 A. The evidence is there on the video. It states
- 4 otherwise.
- 5 Q. Right. Do you have access to social media, you're sort
- 6 of computer savvy, et cetera?
- 7 A. Yes.
- 8 $\,$ Q. I want to talk about what else you know about Mr Curtin
- 9 from -- if we can go -- begin with what you know
- 10 combined, from all the social media you've looked at,
- 11 any internet searches that you've done, from gossiping,
- 12 \qquad talking , chatting to workers which -- please don't deny
- 13 that you've never chatted with a worker about protest.
- 14 \qquad But I want to know roughly, because I've got no idea
- 15 what you're going to say, what's your perceived
- 16 knowledge of Mr Curtin from internet searches, from
- 17 social media and from gossip amongst workers, chatted --
- $18 \qquad \mbox{ well}\,, \mbox{ give me some examples of what you think you know }$
- 19 about Mr Curtin.
- 20~ A. Through Google I found obviously criminal activity that
- 21 had gone on over the years. I was also aware anyway
- 22 from some of your own videos where you were stating what
- 23 you had done over the years as well. But I didn't
- 24 really -- I wouldn't say gossip per se. You know, your
- 25 name has been mentioned and, yes, I have Googled

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- $1 \qquad$ anyone's name out there protesting, not just you
- 2 individually .
- 3
 Q. So you've gone out of your way to search for me. You've

 4
 Googled my name, you've looked at various things to do
- 5 with my name; is that correct?
- 6 A. That's correct. If anyone was shouting at me every day,
 7 I would take a bit of time just to find out who they are
 8 and what they're doing.
- 9 Q. Have you had any access to like -- l've asked some of
- 10 the workers. There's been -- there was one particular
- 11 site. It was a spoof on my name. My name is
- 12 "John Curtin", it was called "Connie Jurtin", where
- 13 I got described as a bully and a thief, a police
- 14 $\,$ informer, a grass, even a sex predator. Is that -- have
- $15\,$ you ever had any conversations about such things said
- about me?A. I haven't had any conversations but I have seen the
- 19 Connie luntin none une
- 18 Connie Jurtin page, yes.
- 21 please?

24

- 22~ A. Well, it was just some -- a view of what goes on at
- 23 Camp Beagle and your behaviour there.
 - Q. And none of it complimentary; yes?
- 25 A. Oh, no. It's saying how you tried to rule the camp and

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	how you're intimidating and being around the young girls
	and that sort of $$
Q.	The young girls. Stealing money?
Α.	Yes.
Q.	Then you've got here, in paragraph 55, about my
	involvement it says:
	" [Mr Curtin] has been involved in the exhuming
	of human remains in the course of his protests "
	Where did you find that out?
Α.	Google.
Q.	Do you want to tell the court a little bit about your
	knowledge of that?
Α.	It is as what it says in my statement.
Q.	Yes, but could you expand on it, please? It just
	says $$ was it in relation to the $$ was it part of an
	anti-vivisection
Α.	What paragraph are we in? What paragraph are we in?
Q.	55. Are you aware $$ because you would have been
	working at $$ you would have been working in the
	industry already. Are you aware of the Newchurch
	campaign? Newchurch? It was a guinea pig breeders that
	had to close $$ that closed. Do you remember that?
Α.	Yes, I think that was the one that came up. It was the
	one where you had done two years in prison for
	attempting to exhume a body and then it was that you'd
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	also been accused of another, which was the guinea pig
	farm.
Q.	So some involvement in the Newchurch grave
	desecration $$ yes? $$ which was the grave desecration
	relating to digging up a grandmother and keeping hold of
	the body; yes? So is it your knowledge that I was
	involved in that?
Α.	I saw that your name was linked to it. I don't know
	what the findings of that investigation or anything was
	with you, no.
Q.	It may have $$ or practically selectively, I put it to
	you, if you had have searched me on that, you would have
	seen how Mr Curtin condemned that activity and was
	bitterly opposed to it. Do you remember reading that in
	the course of your computer searches?
Α.	So you condemned it but you had been charged for the
	same offence.

- same offence.
 Q. Yes, the reason I'm asking you questions is not -- these
- 19 are things you just picked up from -- just because you
- see it on Google doesn't make it true, does it, and just
 because your work colleagues say -- definitely just
- 22 because you've seen it on a site called Connie Jurtin,
- which is designed to hate --- a troll site for me --- none
- 24 of this -- this is just your beliefs from what you've
- 25 picked up along the way, isn't it?
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- 1 A. Yes, correct. There's a lot of misinformation out 2 there.
- 3 Q. What the hell do you think all this information,
- 4 a thief, a bully, grave digging for God's sake -- you
- 5 said it. Did you say something about little girls?6 What sort of perception are you going to have of
- 6 What sort of perception are you get 7 Mr Curtin after reading this?
- A. I already had a perception before that. When I saw the
 Connie Jurtin page, that was well into the protest.
- 10 Q. So the Connie Jurtin site, did that just confirm your
- 11 beliefs basically about this man?
- 12 A. No, because I try to judge each person on what I see and
 13 I'd already seen you shouting at myself and that and
 14 that's what I judged you on.
- 15~ Q. Yes, but there's someone who shouts, someone who gets
- 16 a megaphone, probably annoys the hell out of you with 17 the things he said and there's all these other
- 18 allegations. That's off on another scale. I'm asking
- 19 you, once you started to read these things -- and you
- 20 didn't just -- did you look at Connie -- how many
- $21 \qquad {\rm times} \; -- \; {\rm and} \; {\rm remember} \; -- \; {\rm how} \; {\rm many} \; {\rm times} \; {\rm did} \; {\rm you} \; {\rm look},$
- say, at the Connie Jurtin site because it went on for
- 23 many, many, many months. How many times --
- A. I think by the time I had found the site, it had already
 been running for quite a while so I just sort of scanned

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- 1 back over it 2 Q. But do you think that these have coloured your 3 perception of me or do you think it's helped you form 4 a view of Mr Curtin that helps you? 5 A. I don't really try to think about you as a person. I'm 6 just trying to think about the process as a whole. 7 Q. Okay. The last little bit now. We're finally getting 8 there. Paragraph 57. 9 A. Yes. 10 Q. I'd say this is -- I go back to the last point I was 11 making. What do you think -- what did reading these 12 things make you think? 13 "These fears make me very uncomfortable, because my 14 brain is constantly trying to think of what behaviour 15 the protestors are going to display, and coming up with 16 worst-case scenarios." 17 Yes? 18 A. Yes, naturally, yes. 19 Q. Yes, naturally. I've put an asterisk next to it, saying
- 20 "Exactly". So again we're back to the fears. Mr Curtin
- has shouted at you and he's annoved you. You find it
- frustrating. At times you said you find it alarming,
- harassing, distressing. Then that's -- I put it to you,
- 24 add that to the other stuff you hear about me and it's
- 25 fuelled your mind into coming up with these worst case

- 1 scenarios and especially about Mr Curtin. 2 A. Regarding the criminal activity, yes, not the 3 Connie Jurtin thing, when I'm not a young female so 4 you're not going to do that. You're not going to get my money or anything like that. So I haven't made an 5 opinion on any of that. The only -- like I say, and 6 7 it's in my statement, is it was a bit disturbing reading the stuff on Google regarding what you had actually been 8 9 charged for and been to prison for. I don't believe 10 what I've seen on social media for the reason of what 11 I see against our company on social media and knowing 12 how much wrong information is put out. 13 Q. 58, we've kind of dealt with and we don't have to go back on, "because of the names they call me". I put it 14 15 to you -- have you ever been called a name, however bad 16 for you, that no one else has been called? Is there 17 a special name called for you that you haven't heard
- 18 other people "Puppy killer", "Monster", you know, as
- 19 far as "Scum", "F-ing scum" example -- is there
- 20 something that gets targeted for you?
- 21 A. I haven't got my own name, no.
- 22 $\,$ $\,$ Q. Paragraph 60, you're aware that some of the protestors
- 23 live locally.
- 24 A. Yes.
- 25 $\,$ Q. I've talked to other witnesses about this and this sort

- 1 of generic idea of protestors. Would it be your case 2 that anyone that wants to stand up and speak out about
- 3 animal experiments is a protestor in this respect?
- A. If they're willing to go out and actually protest their
 beliefs, then, yes, they're a protestor because they're
 protesting their beliefs.
- 9 inaccuracies, they decide to go along to a current
- 10 campaign, for example, Camp Beagle, then that's them,
- 11 they're in the gang, they're protestors; yes?
- 12 A. If they're taking their time to go to a protest camp and
- 13 be part of it, they are then becoming a protestor. If
- $14 \qquad \mbox{they're just sitting at home and having a personal}$
- 15 opinion on it, that is just their opinion. They're not 16 actually going out to protest their beliefs to the
- 16actually going out to protest their beliefs to the17others.
- 18~ Q. And these people who are concerned -- it's my case
- 19 $% \left(19\right) =0$ there's a massive sizeable section of society -- they
- 20 have to live somewhere and they do indeed -- could live 21 in your locality?
- 22 A. Yes, correct.
- 23 Q. And this would add to your fears and worries, that, "Not
- 24 only are these protestors at the gates, some of them
- 25 might be my neighbours"?

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- A. Well, yes, it would worry me because of their behaviour.
 You know, I don't have an issue with any of my
- 3 neighbours disagreeing with what I do or the company I'm
- $4 \qquad \ \ \,$ involved in . What I do have a problem with is the way
- 5 that it's then put out there.
- 6~ Q. Okay. But it's my case that Mr Curtin is stood at the
- 7 gates and he's shouted, he's helped with the -- in my
- $8 \qquad \ \ \, {\rm case} \ {\rm I} \ {\rm do} \ {\rm help} \ {\rm with} \ {\rm the} \ {\rm social} \ {\rm media} \ {\rm and} \ {\rm I've} \ {\rm done} \ {\rm just}$
- 9 that, demonstrate outside those gates and did the
- $10 \qquad \mbox{ parliamentary petitions} . \ \ \mbox{I} \ \mbox{ haven't been causing you any }$
- 11 trouble at your home or any illegal acts, any damage.
- 12 I've just been a protestor. How would you accept that?
 13 A. I'll accept that but that might be because you don't
 14 know where I live.
- 15 Q. I would again -- do you know you were -- and again
- 16 I can't -- I apologise for one last time, from one human
- 17 being to another, for what it's worth -- you might not
- 18 trust me at all considering all the things you've heard
- 19 about me -- I made a mistake. But as soon as you heard 20 your name. Limagine your heart had started raising and
- 0 your name, I imagine your heart had started raising and
- 21 you became frustrated and we had to have a break and it
- 22 wasn't -- it was unpleasant, wasn't it?
- 23 $\,$ A. Yes, it was unpleasant because of the illegal $\,$ activity $\,$
- 24 that has gone on when people's names have been released, 25 not because I fear that a few people know my name, but
 - not because I fear that a few people know my name, but

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- 1 in fact what would happen after that. 2 Q. Okay. What about this then, that it's been unpleasant, 3 it's been frustrating, it's not been nice to have these 4 people shouting at you and -- as you go to work and 5 putting these things on their social media sites that 6 you say are untrue, but compared to other campaigns in 7 the past and compared to your fears, things could have 8 been a lot worse. For example, imagine waking up 9 tomorrow morning and seeing on the Camp Beagle Facebook 10 a rogues' gallery, on which there's a picture of you and 11 your name, that would be a massive escalation, 12 wouldn't it? That would put your fears through the 13 roof, I would imagine; is that correct? 14 A. Sorry, I don't really know what you -- can you say that 15 again? 16 Q. To wake up tomorrow morning or get a phone call from 17 someone, "You'd better look at Camp Beagle Facebook 18 site", and there's a rogues' gallery featuring your name 19 and your face, that would be a terrible thing for you --20 to happen to you, given the evidence that you've given? 21 A. Correct -- ves. correct. That's why I keep my face 2.2 covered up all the time. As I said in my statement, 23
- 23 I always wear a hat and a balaclava to not allow you to24 get a photo.
- 25 Q. I just put it to you one more time that I, for example,

- 1 have known your name and until the mistake this
- 2 afternoon, it's not your case, is it, that, having had
- 3 access to your name, it was then used by the Camp Beagle
- campaign extensively to out you? In fact the opposite 4
- 5 is true. Your name was out in the public sphere but it hasn't been acted upon, in your case, apart from some 6
- 7 incidents that you've talked about which is not in your
- 8 evidence. Basically I put it to you that Camp Beagle --
- 9 the thrust of the campaign, the gist of the campaign,
- 10 the nature of the campaign, is against what MBR do and
- 11 it is not aimed at individual workers. Your testimony
- 12 would say otherwise, but what do you say to me putting
- 13 that forward, that Camp Beagle goes out of its way to 14 not make it personal?
- 15 A. I feel that Camp Beagle do go out their way to make it 16 personal but I think they know where the rules lie with 17 sharing names on their Facebook page and posts being 18 removed, et cetera, and I feel they try to stay within
- 19 the law so they go under the radar so they can keep camping there.
- 20

work ... "

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21 Q. Paragraph 64, I don't know how to handle this but it's 2.2 my job to go through this evidence bundle and refute it 23 when I can. There's a mention of your children there: 24 "I also feel paranoid when walking around outside of

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1		There's no evidence $$ let me just do it simply.
2		There's no evidence here that $$ not only have I not
3		targeted you but I've not targeted your children.
4		Remember, Mr Curtin accepts that he's pointed at you and
5		said, "Shame on you", "Puppy killer". Apart from that,
6		which you've taken personally, there surely is no
7		evidence in this bundle that puts an accusing finger
8		towards me that I in any way have attempted to involve
9		your children?
10	Α.	I haven't said in that paragraph that you have included
11		my children. What that comment there is about is saying
12		that I fear when I'm out with my children in the vehicle
13		that I drive to site each day that was being recorded
14		daily and put onto the Camp Beagle Facebook page $$ and
15		on them videos it would be zooming in on my registration
16		plate with the effect of everyone getting to know that
17		vehicle and that reg plate. If I was then out with my
18		children and there was some people that was anti and
19		they was to see my vehicle, would they then approach me?
20		That comment was not at you.
21	Q.	Okay. This might be my last question. Imagine a world
22		where Camp Beagle hadn't happened but another type of
23		campaign had happened that wasn't involved with camping,
24		but just the same, the investigations had gone on and

25 MBR was hitting the headlines for bleeding dogs to

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2 source of controversy, would you have worries about your 3 identity, for example, being disclosed as being an 4 employee of that really controversial company? Do you 5 understand? A. Not as much with Camp Beagle's presence, no, because 6 7 Camp Beagle's presence are what you daily -- to know 8 your routines -- you know, they can report when you're 9 there, when you're not and that sort of thing. That's 10 what Camp Beagle is about. Again, it's watching the 11 staff. You know, all that information from within has 12 not all come from Camp Beagle. A lot of it has come 13 away from Camp Beagle and from other protest groups, 14 campaigns. 15 Q. Okay, but I'm here to defend myself and it's my defence 16 that indeed I have spent the last 22 months campaigning 17 but I've been campaigning against MBR and animal 18 experiments and I have made as much effort as I can to 19 not target people personally, and that's -- the main 20 thrust of your evidence seems to be here that not only 21 the campaign has targeted you, but you've actually said 2.2 there are times when I've targeted you. It's my defence 23 that that's the opposite, that I've set out not to make

death, flying dogs into the country, MBR a constant

- 24 it personal but to make a campaign against the
- 25 activities of MBR. How do you feel about that?

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1	Α.	I feel that's completely incorrect. Even this weekend
2		just gone, you was continuously shouting at the security
3		and the security guards. They're there to do a job.
4		They're not there for you to target them personally. If
5		you've got a problem with the industry and the fact that
6		animal testing is still required in this country at the
7		moment, then you should be going down the line of your
8		petitions, you know, making the public aware so they can
9		become part of your petitions. Shouting at some dog
10		guards every day, at the weekends and stuff like that,
11		for being a security guard on our site is not going to
12		result in the need for animal testing to be reduced.
13	Q.	Okay, but you accept there's a valid place for what you
14		talked about, the parliamentary and the campaigning;
15		yes?
16	Α.	Yes, I fully agree with anything like that. I've stated
17		at the very beginning of my statement I believe that
18		everyone should have the right to protest, you know, as
19		anyone else. I am not for animal testing, I just
20		understand the need, and while there is a need ${\sf I}$ will
21		work with the animals and try to ensure that ${\sf I}$ can have
22		an impact on their lives whilst they are needed. You
23		know, if MBR wasn't there $$ and, like you say, we have
24		been in the newspapers and we have been flying them in
25		or whatever you're saying $$ that's because there's

- 1 a need and the need needs to be removed.
- 4 mean by that last bit?
- 5~ A. So whilst there is a need for animals in medical
- 6 research, for it to progress, then the need is there for 7 the animals to be produced.
- Q. Okay. We're not being allowed to go into the rights and
 wrongs of vivisection. It will be my defence that there
- 10 is a large number of eminent people, doctors,
- 11 professors, et cetera, that are opposed to animal
- 12 experiments. Would you accept that?
- 13 A. Yes, I believe a lot of people have different views on 14 $$\rm it\,.$$
- 15 Q. Okay. I'd like to finish up here:
- 16 "I am aware of the lengths of which certain named
- 17 defendants in these proceedings [and you've mentioned 18 John Curtin and Mel Broughton] have gone to in the
- 19 course of their campaigns."
- 20 It's about your anonymity, but again you've picked
- 21 me out there and the reason you've picked me out is
- because it's been a big factor, the fact that you've
- 23 heard all these things about me, about actions in the
- 24 past that have alarmed you. You've been exposed to hate
- 25 sites dedicated to me and I would put to you that,

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- amongst the MBR workers, I'm something of a bogeyman. 1 2 What would you say to that? 3 A. I would say that's a real child way of looking at it. 4 The reason I've named you two in that last section is 5 because, out of all the protestors that I've looked for 6 in the animal rights groups with their names, you two 7 probably had the most colourful past and the longest 8 service to animal right groups. 9 Q. Okay, I'll just finish by this. So the evidence against 10 me -- and I've got it in front of me -- is that 11 I certainly shouted and I've certainly campaigned, but 12 I have not partaken in any illegal activities or any 13 personal vendettas and I have acted responsibly and I've 14 acted legally and I've acted with dignity, and I'm proud 15 to be a protestor outside Camp Beagle. What do you say 16 to that? A. That's your opinion and you're entitled to it. 17 18 MR CURTIN: Okay. I've got no more questions and once again 19 I apologise for -- it was a stupid mistake by me and --2.0 ves 21 MR JUSTICE NICKLIN: Right. 2.2 MS BOLTON: No re-examination, my Lord. 23 MR JUSTICE NICKLIN: Right. Thank you very much, 24
- 24
 Employee B. That completes your evidence today.

 25
 I can't use your name because we're in open court
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2 Α Thank you. 3 MR JUSTICE NICKLIN: Right. That completes today's 4 exercise. 5 Housekeeping MR JUSTICE NICKLIN: Can I just ask about whether you've had 6 7 any information from Superintendent Sissons? 8 MS BOLTON: My Lord, we believe that that's going to be with 9 us shortly 10 MR JUSTICE NICKLIN: Okav. Good. 11 MS BOLTON: I believe it's with the Force solicitors at the 12 moment MR JUSTICE NICKLIN: Great. Thank you very much. What are 13 we doing tomorrow? Are we having a day off tomorrow? 14 15 MS BOLTON: It's a non-sitting day. MR JUSTICE NICKLIN: I say "day off". It's colloquial and 16 17 we will be working on our respective tasks. Is that --18 what's next on Thursday? 19 MS BOLTON: Mr Curtin's opening. I'm wondering actually for 20 timetabling purposes if Mr Curtin knows how long he's 21 going to be in his opening in evidence because -MR JUSTICE NICKLIN: Mr Curtin, I've not had a chance to 22 23 talk to you about this. In the same way that Ms Bolton 24 opened the case by explaining what her submissions are. 25 the purpose of that is to enable the court and anybody 135

proceedings but thank you for giving your evidence.

1 listening to understand what claim is being brought and 2 its main features. You have the same opportunity to set 3 out your stall, to say what you will say in your own 4 defence. 5 Sometimes, where people are representing themselves, 6 there is a difficult separation between, as it were, 7 outlining what you intend to say and then saying it, so 8 you may think that you only need to spend a short amount 9 of time because frankly you've already told me in your 10 written documents what your main points of defence are. 11 By all means, go through those in your opening and tell 12 me, "My defence is going to be this, this, this, this, 13 I challenge the evidence of the claimants' witnesses to 14 this effect and my evidence will be \ldots ", and then you 15 give a little short outline. 16 The important thing to remember is that you're going 17 to get your chance to give your evidence from the 18 witness box so you don't have to feel that you have to 19 tell the entire story from your position there because 20 you'll get every opportunity to give me all the 21 information you want to from the witness box. 2.2 MR CURTIN: Yes. 23 MR JUSTICE NICKLIN: All right? You can choose how you 2.4 structure it, but don't feel that you need to tell the 25 entire story from standing in counsels' row; all right?

1 MR CURTIN: Okay. My only concern -- and I was kind of 2 a bit nervous about kind of irritating you, but you gave 3 me -- when I began the trial, I was full of apologies 4 and I explained to you -- and I've got some family here -- that I was in a bad state and I had not put the 5 work in that was required and was repeatedly -- but 6 there were reasons for that. I've put in a lot of work 7 into the trial . Tonight, I've got -- I'm aware of the 8 9 rabbits out of the hat syndrome. I would like to submit 10 perhaps some pieces of evidence, so $\mathsf{I}'\mathsf{d}$ ask the other 11 side to not be too alarmed when they get them. They are 12 simple things that I might be referring to that -- I'm 13 not going to put anything from the B-note(?). If I put 14 anything in, it will be from a Government source. For 15 example, we mentioned about dogs -- and I know it's not the issue $\,--$ in toxicology tests, it's my evidence $\,--$ 16 17 and I can back it up with project licences -- that in 18 fact that does -- that is what happens. 19 So just to warn the other side that tonight I've got 2.0 some -- you might get 20 exhibits. It's not rabbit out 21 of a hat. You don't have to read them all. Like the 22 Italy one, for example, I don't expect you to study them 23 but I may refer to some of them. 24 MR JUSTICE NICKLIN: Mr Curtin, I repeat again -- and it's 25 going to be the motif of this trial throughout -- which 137

1	is the law doesn't require you to prove that what you
2	believe is correct.
3	MR CURTIN: Yes.
4	MR JUSTICE NICKLIN: The law only $$ the only $$ for protest
5	purposes and Article 10, the law only really expects you
6	to hold your belief sincerely. Even if they're wrong,
7	even if there's a mountain of scientific evidence to
8	suggest that you're wrong, that doesn't mean to say that
9	you're silenced. The law protects people's right to
10	express their genuinely held beliefs . You don't have to
11	prove them to be right as a price of expressing them.
12	It's a fundamental principle in our society. So I don't
13	want you to spend an undue amount of time feeling that
14	you need to persuade me that you are right to protest.
15	That's not what I'm going to decide in this case.
16	I will recognise, as the claimants recognise, your right
17	to protest.
18	The real issue in this case $$ and this is an issue
19	that you've been exploring quite legitimately with the
20	witnesses $$ is where does the boundary lie between
21	a vigorous expression of your view and your opposition
22	to MBR Acres and the work it does and when does that
23	line cross over into illegal activities , for example,
24	the harassment of individual employees. That's what

this case is really about.

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- 1 MR CURTIN: Yes.
- 2 $\,$ MR JUSTICE NICKLIN: And you so far have done a good job in
- 3 your cross-examination by exhibiting -- showing me the
- 4 points that you want to bring out in their evidence
- 5 about the fact that you aren't targeting people
- $\boldsymbol{6}$ personally, you are targeting them because they are
- 7 employees of an organisation that you're fundamentally
- 8 opposed to. Now, it's that evidence that's the most
- 9 important in the case, so I don't want you to spend the 10 valuable time you have feeling that you need to prove to
- 10 valuable time you have feeling that you need to prove to 11 me that there are good reasons why you feel the way you
- 12 do about the claimants. You don't have to persuade me
- 13 of that
- 14 MR CURTIN: I am worried that there may be evidence in
- 15 here -- in fact there is evidence in here that I -- if
- 16 I could do it again, I would challenge. So all I'm
- 17 saying is that I'm trying to give some warning that
- 18 there might be ten exhibits in the basket in the
- 19 morning, but we can deal with each one and they do not
- 20 need to be studied. I understand that, but I may refer 21 to them in my evidence such as that
- 21 to them in my evidence, such as that. 22 MR_IUSTICE NICKLIN: Well let's take it
- 22 MR JUSTICE NICKLIN: Well, let's take it step by step. 23 Ms Bolton is likely to object to late evidence because
- 24 the way we work in court is that nobody is taken by
- 25 surprise by evidence that's presented against them at

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- 1 trial . You wouldn't like it if Ms Bolton suddenly 2 pulled witnesses out from a hat and said, "Oh, I've just 3 got a couple of additional witnesses. Don't worry about 4 them, blah blah blah". You wouldn't like that. You 5 would think you were being ambushed. 6 Now, the court doesn't operate on a system of 7 ambush. It works on a system of everybody putting their 8 cards on the table face up so everybody knows when 9 they're getting to trial what they're having to deal 10 with so they can prepare for it and prepare their cases 11 in relation to it; okay? So I'm not saying you can't 12 have -- and it depends what it is and ultimately, if you 13 persuade me that it's really important, then I'll ask 14 Ms Bolton whether she's got any objection to it. She may not have any objection to it. She may have seen it 15 16 before, for example. MR CURTIN: Okay. 17 18 MR JUSTICE NICKLIN: She may say it's not particularly 19 relevant, in the way that you've described it to me 2.0 today -- and I think she may have a point there -- but, 21 if necessary, we'll come back and have a look at this 2.2 point again because, you know, the rules aren't going to 23 change. 24 MR CURTIN: Yes.
- 25 MR JUSTICE NICKLIN: To an extent, the rules are

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- 1 significantly in your favour on that front in this trial
- 2 because you don't have to prove that you're right in the
- 3 expression of your opinion.
- 4 MR CURTIN: Thank you.
- 5 MR JUSTICE NICKLIN: All right?
- 6 Right

0	Right.
7	MS BOLTON: My Lord, if it assists, if Mr Curtin could get
8	those documents to us this evening, because it sounds
9	like he already has them, I will make sure we've had
10	a look at them before Thursday. If Mr Curtin is going
11	to open and then give evidence and I suspect, just from
12	what I'm seeing in cross—examination, there will be
13	more, it may very well be $$ l've got a feeling we're
14	not going to be getting to cross-examination until
15	Friday. I don't particularly want Mr Curtin in purdah
16	over the weekend and I am aware there's train strikes,
17	so
18	MR JUSTICE NICKLIN: I think you may be being a bit
19	pessimistic . My experience $$ and I don't mean this in
20	any disparaging way about litigants in person who
21	conduct their own defence and give their evidence $$
22	it's likely that what Mr Curtin is able to sustain by
23	way of evidence and monologue in relation to his own
24	evidence may be limited. He may need some assistance

- 24 evidence may be limited. He may need some assistance
- $25\,$ from me to cover various matters. It may be that I will

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1	resort to an expedient, subject to your submissions to
2	the contrary, that where he has advanced a version of
3	the factual events to witnesses in the trial , he
4	confirms that those are true so that we don't need to
5	pick through the transcript and get him to state on oath
6	that he's confirming all of those.
7	We may be able to deal with that compendiously by
8	his confirming that, to the extent that he's put
9	a version of the facts that he relies upon in his
10	questions to the witnesses, he confirms that those are
11	true. You may wish to explore some of those in
12	cross-examination. The real value, I suspect,
13	particularly for me but as generally part of the trial
14	process, is not really asking a litigant to conduct what
15	would be a formidable task of presenting all of his
16	evidence strictly in chief in that way. I suspect the
17	relevant parts of his evidence you are likely to be
18	challenging him on in cross-examination, so he will have
19	an opportunity to put, as it were, his case, albeit in
20	answer to your cross-examination $$
21	MS BOLTON: Yes.
22	MR JUSTICE NICKLIN: $$ but we'll see how it goes.
23	MR CURTIN: If I can help, it would be $$ if this were
24	a criminal case I would be $$ and I don't know if there
25	is a formal procedure $$ I would be putting an

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- 1 application of no case to answer. The evidence against
- $2 \qquad \mbox{me, it's not going to be complicated. I'm accepting all}$
- 3 the evidence. It's what people have made of that
- $4 \qquad \ \ \,$ physical evidence. I have shouted, I have been on the
 - drive.
- 6 MR JUSTICE NICKLIN: Okay, Mr Curtin, I don't know whether
- 7 you've got a lawyer that you can phone a friend about,
- 8 but let me just give you this: the civil procedure is
- 9 slightly different in this respect from criminal
- $10\,$ proceedings. In criminal proceedings you can make
- 12 is rejected, you can nevertheless go on and give
- $13 \qquad \ \ \, \mbox{evidence in your own defence. The position is not the}$
- 14 same in civil proceedings. If you decide to make
- $15\,$ $\,$ a submission of no case and the court rejects $\,$ it , you
- 16 don't get the chance to put your case --
- 17 MR CURTIN: Okay.
- 18 MR JUSTICE NICKLIN: -- so there are real disadvantages of
- doing that if you're not successful.
- 20~ MR CURTIN: But it's roughly based on -- that's how my
- 21 defence will go, that it will be based on the evidence
- submitted. I'm not going to put hardly any new evidencein.
- 24 MR JUSTICE NICKLIN: Let me put it this way: you could
- 25 ultimately force that issue by not giving evidence

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1	
1	yourself. If you did that, then Ms Bolton wouldn't be
2	able to cross—examine you. That would put you in some
3	difficulties because you have advanced a positive
4	factual case about what you can be seen to be doing on
5	the videos. That's important to your case and
6	I understand it. I know why you have put those points.
7	It's important in this trial process that you properly
8	evidence that, which means going into the witness box.
9	If you didn't do that, then I'd have half the story
10	missing.
11	MR CURTIN: Yes, I understand.
12	MR JUSTICE NICKLIN: So submitting yourself to
13	cross-examination, it's not for me to advise you. All
14	I can say is, in the adversarial system that we operate
15	in our courts, the court is best served by hearing both
16	sides of the story and it would be important for me to
17	hear your side of the story. I've been listening to the
18	questions that you've been putting to the witnesses so
19	I've got an idea of what your story is or your account
20	or your explanation or your defence, but you need that
21	opportunity to put it before the court as a matter of
22	evidence.
23	MR CURTIN: Yes.
24	MR JUSTICE NICKLIN: By all means take consider your
25	position. If you wanted to make a submission that

1	there's no case for you to answer, you need to be aware
2	of the potential consequences of doing that were the
3	court to reject that.
4	MR CURTIN: Yes. No, I'm minded to carry on the defence as
5	things stand, to go in the witness box.
6	MR JUSTICE NICKLIN: Good. Right. Okay. But when you're
7	thinking about giving your evidence, it's about
8	essentially telling your story.
9	MR CURTIN: Yes.
10	MR JUSTICE NICKLIN: Now, there's some tools that help you
11	here because you've already given me your witness
12	statement and that will stand, as the witness statements
13	of the other witnesses have stood, as your evidence and
14	Ms Bolton may very well ask you some further questions
15	about that; all right?
16	MR CURTIN: Would it be inappropriate for $$ to invite $$ to
17	actually invite you to cross-examine me because I can't
18	cross-examine myself.
19	MR JUSTICE NICKLIN: No, no, no, you don't need to worry.
20	Part of my job is to make sure that, so far as I'm able
21	to detect it, you've had a fair opportunity to tell me
22	the evidence that you have to give that you want to rely
23	upon. Now, I'm watching as part of this process what
24	that is. Broadly I'm aware of what you want to say
25	about these things and I'm reasonably confident that

1	most $$ you will have an adequate opportunity, insofar
2	as you need one, because Ms Bolton has an obligation to
3	put points to you if she is going to invite me to find
4	against you on critical points.
5	So I think the process will work out fairly in the
6	results because the nature of your defence puts you on
7	a direct collision course with the claimants, which will
8	mean they have to cross—examine you about all of the
9	matters that they want me to find against you. It's not
10	such a case $$ broadly, you've got a freestanding
11	protest element which I understand and that's $$ you've
12	set out in your statement. As to the individual
13	elements, that's all going to be the subject, I'm
14	reasonably confident, of cross-examination, but I'll
15	review it as we go through it.
16	MR CURTIN: Okay.
17	MR JUSTICE NICKLIN: All right? Right. So we won't meet
18	tomorrow. I will see you all on Thursday at 10.30.
19	MS BOLTON: My Lord, there's one very quick matter. I'm
20	concerned that the transcript may have picked up
21	Employee B's name $$ I'm being told it's been redacted.
22	Sorry, I was just $$
23	MR JUSTICE NICKLIN: That's all right. Thank you. Thank
24	you for being prudent.
25	Right, on Thursday then.

1 (4.32 pm)

(The hearing adjourned until	
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Thursday, 11 May 2023 at 10.30 am) $\,$

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