

Order on determination of proceedings for contempt of court

(issued under rule 81.9(1) of the Civil Procedure Rules)



Name of court

BARROW IN FURNESS

Claim no.

G00BW048

Claimant's name (including ref.)

BARROW BOROUGH COUNCIL

Defendant's name (including ref.)

MARK TRENGOVE

After hearing counsel for the claimant and for the defendant

And after

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued rule under 81.6(3) of the Civil Procedure Rules
- reading the evidence filed by the parties and hearing oral evidence at the hearing of the application or summons

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

- in the manner stated in the court's judgment
- by breaching an order of the court made on

Day

Month

Year

26

March

2020

Any 7 July 2021

is set out in the Schedule attached

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of undertaking etc.)

AND the matters required by Civil Procedure Rule 81.4(2) having been included in the

application

summons

It is ordered that:

1. The defendant be committed to prison for a period of

Days	Weeks	Months	Years
186			

AS set out in the Schedule attached

2. The committal of the defendant to prison under paragraph 1 above shall be suspended on the following terms - set out terms below

3. The defendant shall pay to HM Courts & Tribunals Service a fine of

£ within days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt or

until further order

i. The defendant shall pay the claimant's costs

on the indemnity basis

summarily assessed in the sum of

£

to be subject to detailed assessment, if not agreed, and not to be enforced without permission of the Court.

6. The defendant may apply under rule 81.10 of the Civil Procedure Rules 1998 to discharge this order.

7. The defendant has the right to appeal.

8. The court before which any appeal must be brought is

The County Court at Barrow in Furness

9. The Appellant's Notice must be filed at the appeal court by 4pm on

Day

Month

Year

15

03

2022

10. A transcript of the judgment given at this hearing will be published on the website of the judiciary of England and Wales.

Dated

Day

Month

Year

22

02

2022

District Judge Stone

22 FEB 2022



SCHEDULE OF ALLEGATIONS
ADMISSIONS + SENTENCE

6005W048

#	Allegation	Clause of Injunction Breached	C's Evidence	D's Response	Judge's Findings <u>Sentence</u>
1.	On 18th May 2021, between 11.45am and 1.40pm, the Defendant verbally abused his neighbour Ashley Fisher by saying ' <i>I don't like you, I don't like your girlfriend</i> ', and by saying he hoped his neighbours girlfriend would die, and calling her a 'rat'. The Defendant further caused nuisance and annoyance to Ashley Fisher by saying he would kill himself and ' <i>hang himself out the front bedroom window when the kids were coming out of school to scare as many as he could</i> '	Clause 2 of the Injunction Order dated 26 th March 2020 (made final on 7 th April 2020)	<u>MG11 Ashley Fisher</u> <u>[82]</u> WS Caroline Kendall <u>[76 § 71]</u>	The Defendant admits that between 11.45am and 1.40pm, he verbally abused his neighbour Ashley Fisher by saying ' <i>I don't like you, I don't like your girlfriend</i> ', and by saying he hoped his neighbours girlfriend would die, and calling her a 'rat' in breach of Clause 2 of the Injunction Order dated 26 th March 2020 (made final on 7 th April 2020)	8 WKS CUSTODY
2.	On 18th May 2021, at around 3.10pm, the Defendant showed Ashley Fisher a water pistol and a jug of petrol, and verbally abused his neighbour by saying ' <i>I'm telling you I don't fucking want her here, I've told you once and I'm not telling you again</i> '. Around 5-10 minutes later the Defendant made a threat of violence towards Ashley Fisher's 7 year old son by asking him if he wanted a ' <i>water fight</i> ', causing his neighbour to fear serious violence would be used following the sight of the petrol jug and water pistol. The Defendant then made threats of violence towards Ashley Fisher by saying ' <i>Come on then, come inside</i> ' and ' <i>come on then, I'll show you a pussy</i> '.	Clause 2 and / or Clause 3 of the Injunction Order dated 26 th March 2020 (made final on 7 th April 2020)	<u>MG11 Ashley Fisher</u> <u>[83]</u> WS Caroline Kendall <u>[76 § 72]</u>	The Defendant admits that on 18th May 2021, at around 3.10pm, he verbally abused his neighbour by saying ' <i>I'm telling you I don't fucking want her here, I've told you once and I'm not telling you again</i> ' in breach of Clause 2 of the Injunction Order dated 26 th March 2020 (made final on 7 th April 2020)	10 WEEKS CUSTODY CONCURRENT
3.	On 18th May 2021, at around 2.35pm, the Defendant telephoned Christine Bee, and	Clause 3 and /or Clause 4 of the	<u>MG11 Sasha Waldron</u> <u>[92 – 93]</u>	The Defendant admits this allegation and that he has	

	then telephoned again, spoke to a colleague, and threatened Christine Bee by saying ' <i>She's got it coming</i> ' and ' <i>Sorry about the noise in the background, it's just me with my sword</i> ', and then made numerous further attempts to contact Christine Bee	Injunction Order dated 26 th March 2020 (made final on 7 th April 2020)	WS Caroline Kendall [76 § 73]	breached Clause 3 and /or Clause 4 of the Injunction Order dated 26 th March 2020 (made final on 7 th April 2020)	<i>8 weeks CUSTODY CONCURRENT</i>
4.	On 18th May 2021, at around 10.30am, the Defendant approached Mark Hine, and threatened him by saying ' <i>You're going to get it and Laura.</i> '	Clause 3 and /or Clause 4 of the Injunction Order dated 26 th March 2020 (made final on 7 th April 2020)	<u>MG11 Mark Hine [88]</u> WS Caroline Kendall [76 § 74]	The Defendant admits that on 18th May 2021, at around 10.30am, he approached Mark Hine, in breach of Clause 4 of the Injunction Order dated 26 th March 2020 (made final on 7 th April 2020)	<i>8 weeks CUSTODY CONCURRENT</i>
5.	On 22nd September 2021, at around 9.40am. the Defendant approached Ashley Fisher and Sinead Marshall and intimidated them and threatened to use violence against them by saying ' <i>You're no match to me, you know I could fucking end you</i> ', and ' <i>wars last a lifetime so I will be coming for you. At the end of the day I'm coming</i> '	Clause 4 and /or Clause 5 of the Injunction Order dated 7 th July 2021 (as amended on 18 th August 2021)	<u>MG11 Ashley Fisher [102]</u> <u>MG11 Sinead Marshall [109]</u>	The Defendant admits that on 22nd September 2021, at around 9.40am, he approached Ashley Fisher and Sinead Marshall and that his behaviour would have caused nuisance and annoyance to them, in breach of Clause 4 of the Injunction Order dated 7 th July 2021 (as amended on 18 th August 2021)	<i>116 days, CUSTODY CONSECUTIVE TO OTHER SENTENCES</i>
6.	On 1st December 2021, at around 1am, the Defendant was present at Dominion Street, Barrow-in-Furness, an area from which he was excluded	Clause 1 and/or Clause 2 of the Injunction Order dated 7 th July 2021 (as amended on 18 th August	<u>MG11 PC 2978 Brookes [110]</u> <u>MG11 PC 3130 Elliott [113]</u> <u>MG11 PS 2514 Goss [115]</u>	Admitted [40]	<i>10 weeks CUSTODY CONCURRENT</i>

		2021)	<u>Bodycam footage –</u> <u>Exhibit BG1</u>		
7.	On 1st December 2021, the Defendant assaulted officers arresting him, and threatened violence towards them by saying, <i>inter alia</i> , ' <i>I'm going to beat the beard off ya, you understand what I'm saying, yeah?</i> '	Clause 4 and/or Clause 5 of the Injunction Order dated 7 th July 2021 (as amended on 18 th August 2021)	<u>MG11 PC 2978</u> <u>Brookes [111]</u> <u>MG11 PC 3130 Elliott [114]</u> <u>MG11 PS 2514 Goss [115]</u> <u>Bodycam footage –</u> <u>Exhibit BG1</u>	The Defendant admits that on 1 st December 2021, he threatened to use violence towards PS Goss, by stating <i>inter alia</i> ' <i>I'm going to beat the beard off ya, you understand what I'm saying, yeah?</i> ' in breach of Clauses 4 and 5 of the Injunction Order dated 7 th July 2021 (as amended on 18 th August 2021)	116 DAYS CUSTODY CONVENTION.

TOTALING 186 DAYS .



District Judge Stone

22 FEB 2022

22.2.22.

served on def at court
cls Pooler
BBC