

EDDIE GILFOYLE

CAMPAIGN NEWSLETTER

May 2001.

Appeal Court Meeting Liverpool

The meeting in April called by Eddie's solicitor Campbell Malone to discuss the role of the Appeal Court was very well attended by campaigns and individuals from all parts of the country.

The meeting was to address the following questions:-

Is the Court of Appeal an impartial tribunal?

Should the Court of Appeal decide what evidence may or may not influence a jury?

Is the Court of Appeal taking away our right to be tried by our peers?

Campbell Malone is highly regarded by his colleagues within the legal profession and is well respected in miscarriage of justice circles. He has a number of other cases waiting to be heard at the Court of Appeal and he is determined to make a stand by publicly questioning the role and the fairness of the Appeal Court Judges. He has been courageous enough to state his position on this issue and we as campaigners must give him our support by helping him to highlight the deficiencies in the Appeal Court process. At some point or other, all of our cases are dealt with at the Court of Appeal and if we can come together with

the lawyers to change the attitude of the Judges then this is surely an opportunity not to be missed. He said that there are clear signs that the Judges at the Court of Appeal are not dealing fairly with new evidence presented to them and that the Judges are stepping into the role of the jury by deciding what evidence may or may not influence a jury. He said over the years there has been a definite pattern and trend. He and his colleagues find this very worrying.



CAMPBELL MALONE

The Appeal Court Judges are manipulating the law and past case precedents to reject cases brought to appeal. This impacts on the Criminal Cases Review Commission who are applying the same tests and refusing to refer cases back to appeal. The CCRC are fast becoming yet another branch of an oppressive administration.

It is significant that the legal profession are prepared to speak out about this issue. It is also significant that they are asking for the support of campaigns and campaigning individuals. Such a campaign for change, underpinned by the legal profession, will be seen as a powerful movement for a complete overhaul of the Appeal Court process. Campbell Malone

feels passionately about this issue and wants to instigate serious debate amongst his professional colleagues. He said there are many examples of cases that can be used to illustrate the failings of the Court of Appeal.

Good contributions and ideas were received from the floor and it was clear that this issue will as a natural consequence bring in other issues of which we are all concerned about such as the admissibility of certain types of evidence and the fairness of having to discover completely new evidence before an appeal can be granted.

Campbell Malone was very much in favour of a future demonstration possibly outside the Court of Appeal itself.

As a first positive step Campbell Malone promised to arrange a further meeting in London in about June or early July. He told the meeting that he intends to put together a formidable platform of speakers from the legal profession. He wants to invite the media and other agencies.

True to his word Campbell Malone has fulfilled his promise and he has arranged the meeting for **6pm Wednesday 4th July 2001 at Conway Hall, Red Lion Square, London WC1 (nearest tube Holborn)**. The main speakers include Michael Mansfield QC and solicitor Jim Nichol. As many of you will know Michael Mansfield has fought many a battle in the Appeal Court. Jim Nichol has conducted the Pendleton Case currently waiting to be heard at the House of Lords. This case will question the role of the Appeal Court itself. Jim Nichol has brought a number of cases to

appeal including the Bridgewater 4 Case.

Anyone who has a family member or a friend wrongfully imprisoned should make every effort to attend this meeting. Campaigning groups and organisations must put this meeting high on their agenda. We can support Campbell Malone by publicising the meeting in campaign literature, journals and on the internet. The more people that attend this meeting, the greater the impact on the media and the establishment.

There is much that campaigns and campaigning individuals can do to further this issue whilst at the same time highlighting their own particular case. Publicity is very important for individual cases. You can explain to the local media that your case will at some point be heard at the Court of Appeal and that you have no confidence in getting a fair hearing especially if the lawyers themselves have no confidence in the impartiality of the Judges. Tell the media that the lawyers have organised this meeting in July. Explain that the July meeting is the beginning of a powerful movement to change the way that the Judges are dealing with appeals.

If we are going to change the attitude of the Judges at the Court of Appeal then we believe they will take far more notice of their own colleagues within their own profession than from anyone else. This issue is directed at the very heart of the problem. There is no point in going to the Court of Appeal unless you can be confident of getting a fair hearing.

Campbell Malone has prepared a 'Statement of Purpose.' together with a covering letter. He requests that we obtain as many signatures as possible from prominent individuals and organisations to support this issue. You can ask your lawyer, MP, Trade Union, media contacts or anyone of influence for their signature and support. You will find the 'Statement of Purpose' and covering letter enclosed with this

newsletter. As with any campaign it is important to monitor the level of support and we ask that completed 'Statement of Purpose' forms are returned to Campbell Malone. His address is on the form. Alternatively if you can get the form signed bring it with you to the meeting in London on the 4th July. Remember;-

Whatever Your Involvement In The Criminal Justice System – All Roads Lead To The Court Of Appeal.....

Please do what you can to bring attention to this important issue, which clearly affects us all.

Other News

As Eddie's case was being prepared for submission to the European Court his previous solicitor who prepared his trial was sent to prison.

On the 4th of May 2001 David Moore appeared before Liverpool Crown Court charged with offences of dishonesty involving the misappropriation of nearly £70,000 of clients money. He admitted six charges of theft, four of false accounting and one of forgery. He also asked for 28 other offences of false accounting to be taken into consideration. Amongst other things he stole £6,250 compensation, which should have been paid to a 14-year-old boy and £10,500 from a 68-year-old woman. He was sentenced to 12 months imprisonment.

When we tried to make a complaint about Mr Moore to the Office for the Supervision of Solicitors about the inadequacies in the preparation of Eddie's defence at trial, they refused to take any discipline action against him because he was said to be sick. He is obviously well enough to be sent to prison so how can the OSS say he was too sick to face disciplinary action over the way he failed Eddie Gilfoyle?

Eddie has finally done it and changed his name by deed poll. Eddie's previous full name was Norman Edward Gilfoyle. His legal new name is **Innocent Norman Edward Gilfoyle**. Please ensure that all mail sent to Eddie is addressed to include the name *Innocent* otherwise the prison authorities may not deliver his mail. They already have a bee in their bonnet because all of Eddie's prison records will need to be changed to accommodate his new name. We cannot wait for the day when Eddie next appears at the Court of Appeal and will have to be announced as Innocent Eddie Gilfoyle.

Please note that the campaign address has now changed. All future mail should be address as follows;

**Susan Caddick
PO Box 1845
Stoke On Trent
ST7 4EG**

Our contact telephone number has also changed to:- **0781 501 2372**

Please amend your mail and telephone records accordingly.

MANY THANKS for your recent contributions to the campaign. Many of you were kind enough to make a commitment by direct debit. We have been overwhelmed by your kindness and generosity. It truly gives us the strength and fortitude to carry on fighting the establishment to secure the release of Eddie. (Direct debit forms can be requested from the campaign address).

You can find out more about Eddie's case by writing to the address below and you can help Eddie in his fight for justice by sending cheques or postal orders made payable to:-

**'THE EDDIE GILFOYLE
CAMPAIGN FUND'**

C/O Susan Caddick, PO Box 1845,
Stoke On Trent, ST7 4EG -

or telephone us on -

0781 501 2372 – or E-mail

Paul.Caddick@btinternet.com You

can help by affiliating your group or organisation to the Eddie Gilfoyle Campaign (affiliation fee £10.00).

You can write to Innocent Eddie Gilfoyle DX 1827 HMP Wakefield, Love Lane, Wakefield WF2 9AG