



William Finnerty <williamfinnertygalway@gmail.com>

"The right to an effective remedy"

William Finnerty <williamfinnertygalway@gmail.com>

Wed, Jul 13, 2016 at 11:05 AM

To: "Lawyer Ronan McGuigan, LL.B. Solicitor Advocate" <ronan.mcguigan@mcguiganmalone.co.uk>, "Lawyer Jacqueline Malone LL.B. Solicitor Advocate" <jacqueline.malone@mcguiganmalone.co.uk>, "Lawyer Louise Moley LL.B." <louise.moley@mcguiganmalone.co.uk>, "Lawyer Ann Marie Featherstone LL.B. LL.M." <amfeatherstone@mcguiganmalone.co.uk>, Sheila McGuigan <sheila.mcguigan@mcguiganmalone.co.uk>, McGuigan Malone Solicitors <law@mcguiganmalone.co.uk>

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Lawyer Ronan McGuigan, LL.B. Solicitor Advocate
 McGuigan Malone Solicitors
 52-54 Downshire Road
 Newry
 County Down

Northern Ireland
BT34 1EE

Dear Mr McGuigan,

RE: Follow up to my email to you dated July 1st 2016

I trust you will have received the email I sent to you on July 1st 2016.

If for any reason you have not received it, please know that there is a slightly edited version of my July 1st 2016 email to you at the www location just below, which contains a few small text-error corrections:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/1July2016/Gmail.html>

Also, there is an unedited "Gmail PDF" copy of my July 1st 2016 email to you at the following www location:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/1July2016/Gmail.pdf>

In addition, I have also placed a scanned copy of your letter to me dated June 28th 2016 at the following www location:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/28June2016/Letter.htm>

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With reference to the final paragraph of my email to you dated July 1st 2016, the **"other comments"** I wish to make are as listed under 1 to 7 below:

1) Your June 28th 2016 letter to me contains no mention at all of the letter I sent through the registered post to your colleague Louise Moley LL.B on November 5th 2015, and consequently I have no way of knowing if Ms Moley, or yourself, are aware of its existence. A scanned copy of the registered letter in question, together with scanned copies of the associated Royal Mail Post Office receipt, and the associated Royal Mail "Proof of Delivery" note (to the postal address of "McGuigan Malone Solicitors") can all be viewed at:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/5November2015/RegisteredLetter.htm>

2) At the end of the meeting I had with Louise Moley on October 19th 2015, she informed me that she would give further thought to the several different, yet closely related set of legal issues of mine which we had briefly touched upon during our meeting; and, that she would later let me know if she felt she could help me in any way with any of them. Several of my still unresolved legal issues are represented by the various texts on the "marked up" copies of the set of six A4 sheets of "DISCUSSION NOTES" at the www address immediately below, which are close to identical to the copies I left with Louise Moley (for her further consideration) at the end of our October 19th 2015 meeting at your Downshire Road Office:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/19October2015/MeetingDiscussionNotes.htm>

However, I have never heard anything more since October 19th 2015 from Ms Moley regarding any of the legal issues referred to in the set of six A4 pages at the the www location immediately above.

3) While staying at the Canal Court Hotel (Newry, Northern Ireland), between November 20th 2015 and December 15th 2015, I also sought help from Louise Moley -- via telephone calls made by me from Room 215 of the Canal Court Hotel -- regarding the difficulties I was experiencing just then in connection with the November 16th 2015 murder attempt on my life (at 31 Kilmorey Street) that I have referred to in my July 1st 2016 email to you. As Louise Moley seemed willing (at the time I spoke with her on the phone) to try to help me, I consequently continued to keep her updated with information on my own efforts to deal with the problems, by copying emails of mine, relating to my legal difficulties, to her. However, and in so far as I am aware, Louise Moley never made any attempt to contact me at the Canal Court Hotel regarding the legal matters connected the murder-attempt on my life, and its very serious "accommodation costs" consequences for me, which (as I understood it at the time) she was willing to make enquiries about on my behalf, and to later advise me on.

4) At no point in time, up to May 17th 2016, did Louise Moley, or anybody else connected with McGuigan Malone Solicitors, ever inform me -- by any means of communication -- that your law firm had "no live matters" connected with my particular case: even though I spoke on the phone with Louise Moley and members of your support staff on a number of occasions, spread out over the period of the twenty-six consecutive days of my stay at the Canal Court Hotel, referred to in the paragraph immediately above. The first I learned of my "no live matters" status with McGuigan Malone Solicitors, was via the email dated May 17th 2016 from Laura Salamin, and the electronically attached, unsigned, McGuigan Malone Solicitors letter dated May 16th 2016, which formed part of the email. A scanned copy of the May 16th 2016 unsigned letter attachment in question can be viewed at the following www location:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/16May2016/Letter.htm>

Evidence, in the form of the final receipt I received from the Canal Court Hotel, for my twenty-six day stay there, can be viewed at the following www location:

<http://www.humanrightsireland.com/NorthernIrelandHousingExecutive/17December2015/CanalCourtHotelReceipt->

16Dec2015.pdf

5) My main concern at the present time is that I'm still left very heavily "saddled" with many of the most serious of the unresolved set of legal problems I first discussed with Ms Moley on October 19th 2015; and, in addition, there is now the more recent set of unresolved legal difficulties connected with what I continue to see as the criminally abusive, and consequently unlawful, "termination" (such as it is) of the formal Clanrye Properties tenancy agreement I entered into on July 23rd 2015 with Mr Patsy Heaney (of Clanrye Properties, Newry), in connection with my stay in Room 5 of 31 Kilmorey Street (Newry) up to the time of my sudden departure from there on November 16th 2015. As you may know, under the guidance of local lawyer Aoife McShane LL.B (of "McShanes" law firm in Newry) I signed a paper, hurriedly created by her during my meeting with her in her office on March 7th 2016, which gave her authority to take over my case from your law firm. My understanding was that Aoife McShane, or a member of her support staff perhaps – and as a matter of urgency – was to go to your office on the afternoon of March 7th 2016 (or early the following morning possibly), to collect all papers relating to my case which were then in the possession of your law firm. However, and for reasons unknown to me, it appears that Ms McShane later changed her mind about collecting my papers from your office: and she did so without any consultation with me regarding the matter, and without ever (to date) providing me with any explanation as to why she changed her mind in such a major way. There is further background information relating to these matters under the "TRANSFER OF PAPERS" heading on Page 4 of the scanned copy of the registered letter to Aoife McShane at:

<http://www.humanrightsireland.com/McShaneLawFirmNewry/4April2016/RegisteredLetter.htm>

6) Correctly or otherwise, it still appears to me that I, as a full citizen of the Republic of Ireland (born in the Republic of Ireland), which is a full member-state of the European Union, am entitled – BY LAW – to have the benefits of the "fundamental rights" and "protection", and the several other forms of support mentioned in the text of Article 47 of the CHARTER OF FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION, which I understand came fully into force in December 2009.

The "Article 47" text in question, under the "TITLE VI JUSTICE" section of the EU CHARTER reads as follows:

"Right to an effective remedy and to a fair trial

Everyone whose rights and freedoms guaranteed by the law of the Union are violated has the right to an effective remedy before a tribunal in compliance with the conditions laid down in this Article.

Everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal previously established by law. Everyone shall have the possibility of being advised, defended and represented.

Legal aid shall be made available to those who lack sufficient resources in so far as such aid is necessary to ensure effective access to justice."

The full text (of the English language version) of THE CHARTER OF THE FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION can be viewed at the following www location:

<http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:12012P/TXT&from=EN>

The Basic Purpose and History of The Charter of Fundamental Rights of the European Union:

"The Charter of Fundamental Rights of the EU brings together in a single document the fundamental rights protected in the EU. The Charter contains rights and freedoms under six titles: Dignity, Freedoms, Equality, Solidarity, Citizens' Rights, and Justice. Proclaimed in 2000, the Charter has become legally binding on the EU with the entry into force of the Treaty of Lisbon, in December 2009."

The basic text of the EU excerpt immediately above has been copied from the following European Union web site address:

http://ec.europa.eu/justice/fundamental-rights/charter/index_en.htm

7) Among the "freedoms" of most concern to me personally, referred to in the EU excerpt provided immediately above, is the "freedom" for me to be able to return to my retirement-home in the Republic of Ireland (which is located in East County Galway), without having to concern myself about the prospect of I being arrested, criminalised, fined, and possibly imprisoned, in connection with the completely false allegations that I have committed crime in the Republic of Ireland; and, which have been brought against me, and are being sustained I understand, by An Garda Síochána (the Republic of Ireland's Police Force). As can readily be seen in the scanned copy of my November 5th 2015 registered letter to Louise Moley, which can be viewed at the www location provided just below, and which is already over eight months old now, this particular "wished-for freedom" of mine was strongly raised by me in that particular registered letter of mine to her:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/5November2015/RegisteredLetter.htm>

The entirely false allegations invented by An Garda Síochána in my particular case, are – as far as I am concerned – absolutely nothing more than an extremely shoddy, though nonetheless very effective ploy (from the viewpoint of An Garda Síochána and the Government of the Republic of Ireland), which involves, and heavily relies upon (I understand), the planned use of a "trial by judge, non-jury, court hearing", or a "kangaroo court" type of hearing in

other words, of the kind which enables the presiding judge to fully decide the final outcome of the court-hearing long before the day on which the court-hearing takes place; and, entirely regardless of how truthful and good a defence I might manage to put up during the actual court hearing itself: which is all for the purpose (as I see it) of #1) deflecting public attention away from the ongoing government wrongdoing in the Republic of Ireland, which I have been trying to publicly challenge for the past several years on the "www System" -- entirely by honest, open, peaceful and lawful means only -- and, #2) to discredit me personally in the eyes of the general public in the Republic of Ireland, and of other people elsewhere, so as to undermine my personal efforts to try to stop, or to at least significantly reduce, the government wrongdoing in question.

Related www Search Engine Listing:

"Unconstitutional legislation and activities, Human Rights Ireland, William Finnerty")

https://www.google.ie/?gws_rd=ssl#q=Government+wrongdoing%2C+unconstitutional+legislation+and+activities%2C+Human+Rights+Ireland%2C+William+Finnerty:

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It is my intention to proceed with the complaints procedure of the Northern Ireland Law Society: unless I am in receipt of a satisfactory explanation from you, in writing, within a reasonable period of time, as to why a), I have never (to date) received any acknowledgements of receipt for either of the two registered letters I sent to McGuigan and Malone Solicitors dated November 5th 2015, and June 23rd 2016; and, b) why, up to the time I received your June 28th 2016 letter to me, I have never received any acknowledgement of receipt from Louise Moley (or from any of her colleagues at your law firm) for any of the twenty-one emails I have referred to in the list, under the "RELATED ISSUES" heading of the letter I sent to Louise Moley through the registered post on June 23rd 2016. A copy of the June 23rd 2016 registered letter in question can be viewed at the following www location:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/23June2016/Email/RegisteredLetter.htm>

With regard to the contents of the paragraph just above, I would like to stress, as a matter of fact, the third paragraph of the letter I sent through the registered post to Louise Moley on November 5th 2015, contained a very clear and a very strong reference (as I see it) to Article 47 of THE CHARTER OF THE FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION, as did, to a lesser extent perhaps, parts of the texts on Page 2 and Page 3 of the set of six A4 "DISCUSSION NOTES" I left with Louise Moley at the end of my meeting with her on October 19th 2015. Scanned copies of all of the registered letter and "discussion notes" texts referred to in this paragraph can be viewed via the www addresses provided under points "1)" and "2)" in the seven item list of the section above.

Yours sincerely,

William Finnerty

Web Site: <http://www.humanrightsireland.com>

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RELATED ISSUE

SET OF THREE "ARTICLE 47" RELATED REGISTERED LETTERS TO BARONESS ASHTON, PRIME MINISTER GORDON BROWN, AND PRIME MINISTER BRIAN COWAN DATED DECEMBER 21ST 2009

"The universality and indivisibility of human rights":

and the ***"Right to an effective remedy":***

<http://www.humanrightsireland.com/BaronessAshton/21December2009/Email.htm>

To date, William Finnerty has never received any reply of any kind -- not even an acknowledgement of receipt -- from former High Representative of the Foreign Affairs and Security Policy and First Vice President of the European Commission **Baroness Ashton of Upholland**, or from former United Kingdom of Great Britain and Northern Ireland Prime Minister **Gordon Brown**, or from former Republic of Ireland Prime Minister **Brian Cowan**, to the **set of three registered letters dated December 21st 2009** referred to at the www address immediately above.

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ELECTRONIC ATTACHMENT:

(EU Image associated with the European Union Charter of Fundamental Rights)

13/07/2016

Gmail - "The right to an effective remedy"



Symbol For EU Charter of Fundamental Rights.jpg
105K