

# Defence form

In the  
KINGSLAND COUNTY COURT

Claim No.  
KT8000901

JASON SCHEFFLER

Claimant

BEN OLUWALE

Defendant(s)

I dispute the claimant's claim because:-

The Claimant is trying to evict me for antisocial behaviour, namely noise nuisance that he says I have caused to my neighbours (who are also his tenants). I am an assured shorthold tenant of the flat at 5a Baker Road, Kingsland, KL20 Y90 ('the Property') and have been since 15 July 2016. I do not agree that the Claimant is entitled to possession of the Property for the following reasons:

- (i) He has not followed the correct procedure, as he has served me with the wrong notice. He served me with a document called 'Notice' that was handwritten and did not use the correct court prescribed forms or serve me in the timeframe required. I am still in the fixed term of my tenancy (which is due to last until 15 July 2019)
- (ii) I deny that I made the noise as alleged, or that it caused the nuisance as alleged.
- (iii) The Claimant is a manager of premises under section 35 of the Equality Act 2010 and he is taking steps to evict me contrary to s.36(1)(b) of the Equality Act 2010. He has discriminated against me by taking steps to evict me. This is discrimination under s.35 of the Equality Act 2010. I am disabled under s.6 of the Equality Act 2010 because I have Tourette's Syndrome and sometimes can't control my shouting. His decision to evict me is discrimination arising from a disability under s.15 of the Equality Act 2010.

Please see the attached Additional Defence form for more detail.

## Statement of Truth

\*(I believe)(~~The defendant(s) believe(s)~~) that the facts stated in this defence form (and any continuation sheets) are true.

\* ~~I am duly authorised by the defendant(s) to sign this reply form.~~

signed Ben Oluwale date 13 / 01 / 2018

\*(Defendant(s))(~~Litigation friend (where the defendant is a child or a protected party)~~)(~~Defendant's solicitor~~)

\*delete as appropriate

Defendant's date of birth 

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Full name BEN OLUWALE

Name of defendant's solicitor's firm N/A

position or office held N/A  
(if signing on behalf of firm or company)

Defendant's or defendant's solicitor's address to which documents should be sent.

5A Baker Road Kingsland
Postcode <u>KL20 Y90</u>

if applicable	
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