

On behalf of: the Claimant
By: Laura N Higson
No: 2
Exhibit: LNH2

Date: 20 April 2023

QB-2021-003576, 3626 and 3737

IN THE HIGH COURT OF JUSTICE

KING'S BENCH DIVISION

BETWEEN:

NATIONAL HIGHWAYS LIMITED

Claimant

- and -

(1) PERSONS UNKNOWN CAUSING THE BLOCKING OF, ENDANGERING, OR PREVENTING THE FREE FLOW OF TRAFFIC ON THE M25 MOTORWAY, A2 A20 AND A2070 TRUNK ROADS AND M2 AND M20 MOTORWAY, A1(M), A3, A12, A13, A21, A23, A30, A414 AND A3113 TRUNK ROADS AND THE M1, M3, M4, M4 SPUR, M11, M26, M23 AND M40 MOTORWAYS FOR THE PURPOSE OF PROTESTING

(2) MR ALEXANDER RODGER AND 132 OTHERS

Defendants

**SECOND WITNESS STATEMENT OF
LAURA NATASHA HIGSON**

I, LAURA NATASHA HIGSON, of DLA Piper UK LLP, 1 St Pauls Place, Sheffield S1 2JX, **WILL SAY** as follows:

1. I am a solicitor of the Senior Courts of England and Wales and an Associate at DLA Piper UK LLP with shared day-to-day conduct of this matter under the supervision of my partners. I am authorised to make this Witness Statement on behalf of the Claimant.

2. I make this statement in support of the Claimant's application dated 13 April 2023 ("**Application**") and to provide an update to the Court as to service of the notice of hearing and the Application upon the Defendants.
3. On 31 January 2023, the King's Bench Listing Office confirmed by email that the Review Hearing had been listed on 24 April 2023 with a time estimate of half a day. On 1 February 2023 at 16:11, my colleague Petra Billing asked the Listing Office to confirm if it would be issuing a formal Notice of Hearing. The Listing Office confirmed that the email exchange should be used as the Notice of Hearing. A copy of this exchange is exhibited at pages 1 to 4 of LNH2.
4. On 9 February 2023, I arranged for the Notice of Hearing to be served on the Defendants. A copy of the covering letter serving the Notice of Hearing is at tab 34 of the Hearing Bundle. The letter was served on the Defendants by first class and special delivery post to their addresses for service which are set out at Schedule 1 to the Bennathan Order and additionally by email where a Defendant had provided an email address for service to DLA / the Claimant. A copy of an email serving the Notice of Hearing is exhibited at page 5 of LNH2.
5. Further letters were sent to the Named Defendants on 15 March 2023 and 3 April 2023 by first class and special delivery post and also by email where an email address had been provided by a Defendant. These letters concerned the offer by the Claimant to accept an undertaking from the Defendants, but each letter made reference to the Review Hearing date. Copies of these letters are at tabs 36 and 37 of the Hearing Bundle. These letters were not sent to the First Defendant.
6. The sealed Application was received from the Court at 08:00 on 14 April 2023. The Application (being the documents at tab 1 to tab 5 of the Hearing Bundle) was served by email on all Defendants who had provided their email addresses to DLA / the Claimant on 14 April 2023. The covering letter is at tab 37 of the Hearing Bundle, and a copy of the email serving the Application is exhibited at page 6 of LNH2. The letter advises the Defendants that the Application is also available to view on the Claimant's website and provides a link to the same. The Defendants' email addresses were BCC'd to the email serving the Application in accordance with the Claimant's obligations pursuant to paragraph 12 of the Bennathan Order.
7. Due to the size of the documents, it was not possible to print them in one day so as to be able to also serve them by post upon the Defendants on 14 April 2023. I

therefore arranged for the Application to be served on the Defendants by special delivery post on 17 April 2023. A copy of the covering letter dated 17 April 2023 is exhibited at pages 7 and 8 of LNH2. The letters of 14 and 17 April 2023 made further reference to the date of the Review Hearing and additionally notified the Defendants that the Claimant had advised the Court that a revised time estimate for the Review Hearing of one day would be appropriate.

8. I set out at pages 9 to 22 of LNH2 a schedule showing the manner in which the letters referred to above were served upon the Defendants, as well as any responses and / or acknowledgments that DLA has received from the Defendants.
9. Certificates of service confirming service of the Application on 14 and 17 April 2023 are currently being prepared and will be filed with the Court in advance of the Review Hearing.

Statement of Truth

10. I believe that the facts stated in this witness statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Dated 20 April 2023



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LAURA NATASHA HIGSON

On behalf of: the Claimant
By: Laura N Higson
No: 2
Exhibit: LNH2

Date: 20 April 2023

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(1) PERSONS UNKNOWN CAUSING THE BLOCKING OF, ENDANGERING, OR PREVENTING THE FREE FLOW OF TRAFFIC ON THE M25 MOTORWAY, A2 A20 AND A2070 TRUNK ROADS AND M2 AND M20 MOTORWAY, A1(M), A3, A12, A13, A21, A23, A30, A414 AND A3113 TRUNK ROADS AND THE M1, M3, M4, M4 SPUR, M11, M26, M23 AND M40 MOTORWAYS FOR THE PURPOSE OF PROTESTING

(2) MR ALEXANDER RODGER AND 132 OTHERS

Defendants

EXHIBIT LNH2

This is the exhibit marked LNH2 referred to in the Second Witness Statement of Laura Natasha Higson dated this 20th day of April 2023.

Signed: 

Laura Higson

From: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>
Sent: 01 February 2023 16:15
To: Petra Billing
Cc: Laura Higson
Subject: RE: National Highways and Persons Unknown ; Claim No: QB-2021-003576, QB-2021-003626, QB-2021-003737

****EXTERNAL****

Dear Madam,

Please use the email below and confirmation.

Kind regards,

Lauren Dixon

KB Judge's Listing Office Team Leader

KB Judge's Listing Office | HMCTS | RCJ | The Strand | London | WC2A 2LL

Phone: 0203 936 8957

Web: www.gov.uk/hmcts



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<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personal-information-charter>

Coronavirus (COVID-19): courts and tribunals planning and preparation

We must
keep on protecting
each other.



HANDS



FACE



SPACE

From: Petra Billing <Petra.Billing@dlapiper.com>

Sent: 01 February 2023 16:11

To: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>

Cc: Laura Higson <Laura.Higson@dlapiper.com>

Subject: RE: National Highways and Persons Unknown ; Claim No: QB-2021-003576, QB-2021-003626, QB-2021-003737

Dear Sir/ Madam

Thanks you for confirming this.

Will you be issuing a notice of hearing or should we serve the Defendants with the email exchange below?

regards

Petra Billing

Partner

From: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>
Sent: 31 January 2023 13:27
To: Petra Billing
Cc: Laura Higson <
Subject: RE: National Highways and Persons Unknown ; Claim No: QB-2021-003576, QB-2021-003626, QB-2021-003737

****EXTERNAL****


Dear Sirs

Thank you for your email below, the final hearing has been listed for 24th April 2023 for ½ day before a High Court Judge in person.

The Judge and the time of the hearing will be confirmed the working day before on the cause list.

Regards

Rupkiran Bhamra (Mon-Fri 7am-2:30pm)
Team Leader
King's Bench Judge's Listing Office, Room E03
King's Bench Division | HMCTS | Royal Courts of Justice | Strand, London | WC2A 2LL
Phone: 020 3936 8957
Web: www.gov.uk/hmcts

 HM Courts & Tribunals Service

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From: Petra Billing
Sent: 31 January 2023 13:20
To: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>
Cc: Laura Higson
Subject: National Highways and Persons Unknown ; Claim No: QB-2021-003576, QB-2021-003626, QB-2021-003737

Dear Sirs/ Madams

Both leading and junior counsel's availability for the review hearing (based on a **half day** estimate) in April 2023 is limited.

The only dates free are 24, 25 and 26 April 2023.

They are also both available 1, 2 and 3 May 2023.

Regards

Petra Billing

DLA Piper UK LLP
www.dlapiper.com



From: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>
Sent: 30 January 2023 11:30
To: Petra Billing
Subject: RE: National Highways and Persons Unknown ; Claim No: QB-2021-003576, QB-2021-003626, QB-2021-003737

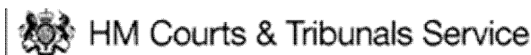
****EXTERNAL****

Dear Sirs

Further to your email below, can you provide dates for the final injunction to be listed in April.

Regards

Rupkiran Bhamra (Mon-Fri 7am-2:30pm)
Team Leader
King's Bench Judge's Listing Office, Room E03
King's Bench Division | HMCTS | Royal Courts of Justice | Strand, London | WC2A 2LL
Phone: 020 3936 8957
Web: www.gov.uk/hmcts



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From: Petra Billing <Petra.Billing@dlapiper.com>
Sent: 30 January 2023 11:10
To: KB Judges Listing Office <KBJudgesListingOffice@Justice.gov.uk>
Subject: National Highways and Persons Unknown ; Claim No: QB-2021-003576, QB-2021-003626, QB-2021-003737

Dear Sir/ Madam

We refer to paragraph 19 of the attached Order ("the Bennathan Order"). This matter is to be listed for review in April of this year. To date we have not received a listing for the hearing from the Court, but before the Court does list the review hearing we wish to draw the following to the Court's attention:

1. Permission to appeal the attached order (“the Bennathan Order”) has been granted by the Court of Appeal. The matter is to be heard by the Court of Appeal on 16 February 2023. The outcome of that appeal will determine whether the interim injunction granted at paragraph 10 of the Bennathan Order becomes final or not – this is the crux of the appeal. The Bennathan Order also contains a final injunction at paragraph 9, but that will be unaffected by the appeal.
2. Both the final injunction ordered at paragraph 9 and the interim injunction granted at paragraph 10 of the Bennathan Order expire presently **on 9 May 2023**. The purpose of the review hearing is to enable the Court to determine whether to extend the injunctions. The Claimant will be seeking an extension to the injunctions for at least 1 year with some time allowed for service.
3. It is anticipated that the Court of Appeal will not give judgment on the appeal on 16 February 2023, but instead will reserve judgment with some uncertainty as to when they will be in a position to hand down judgment following the hearing on 16 February 2023. The determination of the appeal in the Bennathan Order may require that the interim injunction part of the Bennathan Order be varied so as to be a permanent injunction.

In light of the above, we would invite the Court to list the review hearing in April (that is, prior to the expiration on 9 May 2023) and deal with the issue of whether or not the injunction should be extended at that point. As to the effect of the appeal on the review hearing:

- If the Court of Appeal has handed down judgment and found that the interim injunction should be a final injunction, that can be incorporated into any Order made at the review hearing.
- If the Court of Appeal has *not* handed down judgment by the date of the review hearing, we consider that the Court should in any event determine the issue of continuation of the interim injunction at a review hearing in April. If the Court of Appeal subsequently finds that the interim injunction should have been a final injunction, then the Claimant proposes to deal with that by making an application to vary the injunction in due course. We would emphasise that this would not affect the substance of the injunction, only whether it is interim or final; and also we would highlight that the test for whether or not the injunction should continue is, by virtue of s.12 of the Human Rights Act 1998 very similar (if not materially identical) whether the injunction is interim or final. Therefore, the outcome of the appeal should not materially affect the task before the Court on the review hearing.

If the Court disagrees with that proposal and considers that it wishes to adjourn the review hearing till a later date to allow it to take account of the Court of Appeal’s judgment, a short extension of the injunctions would need to be granted so that the injunctions did not expire prior to the adjourned review hearing.

We would appreciate it if you would place this email before a Judge for determination before steps are taken to list the review hearing.

Petra Billing
Partner

Laura Higson

From: NH-Injunctions
Sent: 09 Februarv 2023 17:02
To:
Subject: Claim Nos: QB-2021-003576, 3626 and 3737 National Highways Limited -v- Persons Unknown and Others [DLAP-UKMATTERS.FID6544265]
Attachments: Letter serving Notice of Hearing - Alexander Rodger(124550907.1).pdf; Enclosure 1 - 09.05.2022 Order of Bennathan J.pdf; Enclosure 2 - Notice of Hearing.pdf

Dear Sir

Please see the attached correspondence and enclosures by way of service upon you, copies of which have also been sent you by first class and special delivery post today.

Yours faithfully,

DLA Piper UK LLP

DLA Piper UK LLP
www.dlapiper.com



From: secure.filetransfer@comms.dlapiper.com
Sent: 14 April 2023 15:41
To: NH-Injunctions
Cc: Laura Higson
Subject: QB-2021-003576, 3626 and 3737 - National Highways v Persons Unknown and Others - Court Hearing on 24 April 2023



Error! Hyperlink reference not valid. sent you a secure message

[Access message](#)

Dear Sir/Madam,

Please see the attached correspondence and enclosures by way of service upon you.


If we have a postal service address for you, copies of the attached documents will also be served upon you by first class and special delivery post next week.

Yours faithfully,

DLA Piper UK LLP

Secured by **Kiteworks**

 Attachments expire on Apr 21, 2023

 **1 compressed file**
Documents.zip

This message requires that you sign in to access the message and any file attachments.

Your reference

Our reference

RXS/LNH/366530/250
UKM/124292989.1

By Special Delivery and First Class Post

17 April 2023

Dear Sir/Madam

CLAIMANT: NATIONAL HIGHWAYS LIMITED

CLAIM NOS: QB-2021-003576, 002626 AND 003737, resulting in the final injunction order of Mr Justice Bennathan dated 9 March 2022, as amended by the Court of Appeal on appeal (“the Bennathan Injunction Order”)

HEARING: 24 APRIL 2023 AT THE ROYAL COURTS OF JUSTICE, STRAND, LONDON WC2A 2LL

As you are aware, we are instructed by National Highways Limited (“NHL”), the Claimant in the above claim.

We have also previously made you aware that the Court has listed a hearing on 24 April 2023 at the Royal Courts of Justice, Strand, London WC2A 2LL where it will review whether it should vary the Bennathan Injunction Order (“**Review Hearing**”). At the Review Hearing, NHL will ask the Court to:

1. continue the final injunction imposed by the Bennathan Injunction Order for a further 12 months;
2. vary the provisions of the Bennathan Injunction Order that currently provide for service by alternative means; and
3. amend the Schedule of Named Defendants to the Bennathan Injunction Order.

We enclose by way of service upon you:

1. Sealed Application Notice dated 13 April 2023;
2. Witness Statement of Sean Foster Martell dated 13 April 2023 with Exhibit SFM1;
3. Witness Statement of Laura Natasha Higson dated 13 April 2023 with Exhibit LNH1;
4. The Draft Order that NHL is asking the Court to make at the Review Hearing; and
5. Schedule of Defendants to be Added / Removed from the Bennathan Injunction Order.

NHL’s Skeleton Argument, the Hearing Bundle and NHL’s Statement of Costs for the Review Hearing will be made available on NHL’s Injunctions Website at <https://nationalhighways.co.uk/about-us/high-court-injunctions-for-motorways-and-major-a-roads/m25-feeder-and-kent-roads-injunction-judgment-and-documents/> during the week commencing 17 April 2023. If you have provided your email address

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A list of offices and regulatory information can be found at dlapiper.com.

UK switchboard
+44 (0) 20 7349 0296

to NHL and / or DLA, copies will also be served upon you by email. If you have not already provided an email address and would like to receive these documents by email, please confirm your email address to NH-Injunctions@dlapiper.com.

The time of the Review Hearing and the court room in which it will be heard will be confirmed by the court in the afternoon of 21 April 2023 and will be published by the court on the daily cause list at <https://www.gov.uk/government/publications/royal-courts-of-justice-cause-list/royal-courts-of-justice-daily-cause-list#kings-bench-judges-daily-cause-list>. Please note that while NHL initially gave a time estimate of half a day for the Review Hearing, it has subsequently advised the Court that a time estimate of one day would be appropriate.

Please confirm by email to NH-Injunctions@dlapiper.com if you intend to instruct a firm of solicitors or a barrister to represent you at the Review Hearing. If you intend to make representations at the hearing, please provide any statement you intend to provide to the Court and/or the evidence upon which you will rely by email to NH-Injunctions@dlapiper.com as soon as possible. Any such statement and/or evidence should also be filed with the court in advance of the hearing.

If you are unsure about the contents of this letter or its enclosures we recommend that you seek independent legal advice.

All correspondence should be directed to this firm at the above address or by email to: NH-Injunctions@dlapiper.com.

Yours faithfully



DLA Piper UK LLP

Enc.

SCHEDULE – SERVICE

| | Name | Notice of Hearing | | Letter of 15.03.2023 | | Letter of 03.04.2023 | | Letter serving Application | | Correspondence / Download Notifications |
|----|-----------------------|-------------------|------|----------------------|------|----------------------|------|----------------------------|------|--|
| | | Email | Post | Email | Post | Email | Post | Email | Post | |
| 1. | PERSONS UNKNOWN | X | | | | | | X | | |
| 2. | Alexander RODGER | X | X | X | X | X | X | X | X | |
| 3. | Alyson LEE | | X | | X | | X | | X | |
| 4. | Amy PRITCHARD | X | X | X | X | X | X | X | X | |
| 5. | Ana HEYATAWIN | X | X | X | X | X | X | X | X | 1. Email to DLA requesting more time to respond r.e. the undertaking (see tab 38 of hearing bundle) 2. Email to DLA on 16 April in response to the Review Hearing Application being served upon her by email: "Unwanted". |
| 6. | Andrew Taylor WORSLEY | X | X | X | X | X | X | X | X | Email and undertaking received 22 March 2023. See tab 23 of hearing bundle. |
| 7. | Anne TAYLOR | | X | | X | | X | | X | |
| 8. | Anthony WHITEHOUSE | | X | | X | | X | | X | |
| 9. | Barry MITCHELL | X | X | X | X | X | X | X | X | 1. Signed undertaking and letter received by email on 7 April 2023. See tab 24 of hearing bundle. |

| | | | | | | | | | | |
|-----|---------------------------------|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | <p>2. Download notification at 15:46 on 14 April (service of Application).</p> <p>3. Email to DLA on 14 April advising that he will not attend the Review Hearing.</p> <p>4. Email to DLA in response to service of skeleton argument further confirming his non-attendance at the hearing.</p> |
| 10. | Ben TAYLOR | | X | | X | | X | | X | |
| 11. | Benjamin BUSE | X | X | X | X | X | X | X | | Email to DLA on 17 April in response to email serving Application requesting that the documents are not also served in hard copy. |
| 12. | Biff William Courtenay WHIPSTER | X | X | X | X | X | X | X | X | <p>1. Undertaking received by email on 29 March 2023 with a note about Stephen Pritchard being in prison. See tab 25 of hearing bundle.</p> <p>2. Download notification at 16:06 on 14 April (service of Application by email)</p> |
| 13. | Cameron FORD | | X | | X | | X | | X | |
| 14. | Catherine RENNIE-NASH | | X | | X | | X | | X | |
| 15. | Catherine EASTBURN | | X | | X | | X | | X | |
| 16. | Christian MURRAY-LESLIE | X | X | X | X | X | X | X | X | |

| | | | | | | | | | | |
|-----|-----------------------------|---|---|---|---|---|---|---|---|---|
| 17. | Christian ROWE | X | X | X | X | X | X | X | X | Email to DLA on 5 April 2023 notifying of change of service address. |
| 18. | Cordelia ROWLATT | | X | | X | | X | | X | |
| 19. | Daniel Lee Charles SARGISON | X | X | X | X | X | X | X | X | |
| 20. | Daniel SHAW | X | X | X | X | X | X | X | | Email to DLA in response to email serving Application requesting that the documents are not also served in hard copy. |
| 21. | David CRAWFORD | X | X | X | X | X | X | X | X | |
| 22. | David JONES | X | X | X | X | X | X | X | X | |
| 23. | David NIXON | X | X | X | X | X | X | X | X | |
| 24. | David SQUIRE | X | X | X | X | X | X | X | X | 1. Email to DLA on 17 March agreeing to sign the undertaking if no costs pursued. DLA responded on 20 March. See tab 40 of hearing bundle. 2. Further email on 28 March requesting extension until 6 April to respond r.e. undertaking. DLA responded on 29 March. See tab 40 of hearing bundle. 3. Download notification at 17:28 on 14 April (service of Application by email). |
| 25. | Diana Elizabeth BLIGH | | X | | X | | X | | X | |

| | | | | | | | | | | |
|-----|------------------------|---|---|---|---|---|---|---|---|--|
| 26. | Diana HEKT | | X | | X | | X | | X | |
| 27. | Diana Lewen WARNER | | X | | X | | X | | X | |
| 28. | Donald BELL | | X | | X | | X | | X | |
| 29. | Edward Leonard HERBERT | | X | | X | | X | | X | Full signed undertaking received by email on 13 April. See tab 26 of hearing bundle. |
| 30. | Elizabeth ROSSER | | X | | X | | X | | X | |
| 31. | Emma Joanne SMART | | X | | X | | X | | X | |
| 32. | Gabriella DITTON | | X | | X | | X | | X | |
| 33. | Gregory FREY | X | X | X | X | X | X | X | X | |
| 34. | Gwen HARRISON | | X | | X | | X | | X | |
| 35. | Harry BARLOW | | X | | X | | X | | X | |
| 36. | Ian BATES | | X | | X | | X | | X | |

| | | | | | | | | | | |
|-----|------------------------------|---|---|---|---|---|---|---|---|--|
| 37. | Ian Duncan WEBB | | X | | X | | X | | X | |
| 38. | James BRADBURY | X | X | X | X | X | X | X | X | Download notification at 10:49 on 15 April (service of Application by email). |
| 39. | James Malcolm Scott SARGISON | | X | | X | | X | | X | |
| 40. | James THOMAS | | X | | X | | X | | X | |
| 41. | Janet BROWN | | X | | X | | X | | X | |
| 42. | Janine EAGLING | | X | | X | | X | | X | |
| 43. | Jerrard Mark LATIMER | X | X | X | X | X | X | X | X | |
| 44. | Jessica CAUSBY | | X | | X | | X | | X | |
| 45. | Jonathan Mark COLEMAN | X | X | X | X | X | X | X | X | 1. Email to DLA on 28 March requesting extension to 6 April to respond to undertaking letter. DLA responded on 29 March. See tab 41 of hearing bundle. 2. Download notification at 18:11 on 14 April (service of Application by email). |
| 46. | Joseph SHEPHERD | | X | | X | | X | | X | |

| | | | | | | | | | | |
|-----|----------------------------|---|---|---|---|---|---|---|---|---|
| 47. | Joshua SMITH | | X | | X | | X | | X | |
| 48. | Judith BRUCE | | X | | X | | X | | X | |
| 49. | Julia MERCER | X | X | X | X | X | X | X | X | 1. Email to DLA on 20 April confirming receipt of the Application and giving a statement that she intends to give to the court. |
| 50. | Julia SCHOFIELD | | X | | X | | X | | X | |
| 51. | Karen MATTHEWS | | X | | X | | X | | X | |
| 52. | Karen WILDIN | X | X | X | X | X | X | X | X | |
| 53. | Liam NORTON | | X | | X | | X | | X | |
| 54. | Louis MCKECHNIE | | X | | X | | X | | X | |
| 55. | Louise Charlotte LANCASTER | X | X | X | X | X | X | X | X | |
| 56. | Lucy CRAWFORD | | X | | X | | X | | X | |
| 57. | Mair BAIN | X | X | X | X | X | X | X | X | Email to DLA on 6 April declining to sign undertaking and setting out reasons. See tab 42 of hearing bundle. |

| | | | | | | | | | | |
|-----|----------------------|---|---|---|---|---|---|---|---|--|
| 58. | Margaret MALOWSKA | | X | | X | | X | | X | |
| 59. | Marguerite DOUBLEDAY | X | X | X | X | X | X | X | X | <p>1. Email to DLA on 23 March requesting service by email in future. See tab 43 of hearing bundle.</p> <p>2. Sought extension to 6 April to respond to undertaking letter on 29 March. DLA responded on 29 March. See tab 43 of hearing bundle.</p> <p>3. Email to DLA in response to email serving Application requesting that the documents are not also served in hard copy.</p> |
| 60. | Maria LEE | | X | | X | | X | | X | |
| 61. | Martin John NEWELL | | X | | X | | X | | X | |
| 62. | Mary ADAMS | | X | | X | | X | | X | |
| 63. | Matthew LUNNON | | X | | X | | X | | X | Signed undertaking received by email on 13 April. See tab 27 of hearing bundle. |
| 64. | Matthew TULLEY | X | X | X | X | X | X | X | X | Signed undertaking received by email on 26 March. See tab 28 of hearing bundle. |
| 65. | Meredith WILLIAMS | | X | | X | | X | | X | |
| 66. | Michael BROWN | | X | | X | | X | | X | |

| | | | | | | | | | | |
|-----|-----------------------|---|---|---|---|---|---|---|---|---|
| 67. | Michael Anthony WILEY | | X | | X | | X | | X | |
| 68. | Michelle CHARLSWORTH | | X | | X | | X | | X | |
| 69. | Natalie Clare MORLEY | X | X | X | X | X | X | X | X | Signed undertaking received on 4 April 2023. See tab 29 of hearing bundle. |
| 70. | Nathaniel SQUIRE | | X | | X | | X | | X | |
| 71. | Nicholas COOPER | | X | | X | | X | | X | |
| 72. | Nicholas ONLEY | | X | | X | | X | | X | |
| 73. | Nicholas TILL | | X | | X | | X | | X | |
| 74. | Oliver ROCK | | X | | X | | X | | X | |
| 75. | Paul COOPER | | X | | X | | X | | X | |
| 76. | Paul SHEEKY | | X | | X | | X | | X | |
| 77. | Peter BLENCOWE | X | X | X | X | X | X | X | X | |

| | | | | | | | | | | |
|-----|------------------------------|---|---|---|---|---|---|---|---|--|
| 78. | Peter MORGAN | | X | | X | | X | | X | |
| 79. | Philippa CLARKE | X | X | X | X | X | X | X | | 1. Email to DLA on 28 March seeking extension to respond r.e. undertaking. DLA responded on 29 March. See tab 44 of hearing bundle. 2. Email to DLA on 14 April in response to the Application being served by email requesting that the Application is not also served in hard copy. |
| 80. | Priyadaka CONWAY | | X | | X | | X | | X | |
| 81. | Richard RAMSDEN | X | X | X | X | X | X | X | X | |
| 82. | Rob STUART | | X | | X | | X | | X | |
| 83. | Robin Andrew COLLETT | | X | | X | | X | | X | |
| 84. | Roman Andrzej PALUCH-MACHNIK | X | | X | | X | | X | | |
| 85. | Rosemary WEBSTER | | X | | X | | X | | X | |
| 86. | Rowan TILLY | X | X | X | X | X | X | X | X | |
| 87. | Ruth Ann COOK | X | X | X | X | X | X | X | X | |

| | | | | | | | | | | |
|-----|-----------------------|---|---|---|---|---|---|---|---|--|
| 88. | Ruth JARMAN | X | X | X | X | X | X | X | X | Email to DLA on 10 April declining to sign the undertaking and setting out reasons. See tab 45 of hearing bundle. |
| 89. | Sarah HIRONS | | X | | X | | X | | X | |
| 90. | Simon REDING | | X | | X | | X | | X | |
| 91. | Stefania MOROSI | | X | | X | | X | | X | |
| 92. | Stephanie AYLETT | | X | | X | | X | | X | |
| 93. | Stephen Charles GOWER | X | X | X | X | X | X | X | X | Email to DLA on 28 March seeking extension to respond r.e. undertaking. DLA responded on 29 March. See tab 46 of hearing bundle. |
| 94. | Stephen PRITCHARD | | X | | X | | X | | X | |
| 95. | Susan CHAMBERS | X | X | X | X | X | X | X | X | |
| 96. | Sue PARFITT | X | X | X | X | X | X | X | X | Email to DLA on 10 April declining to sign undertaking and setting out reasons. See tab 47 of hearing bundle. |
| 97. | Sue SPENCER-LONGHURST | X | X | X | X | X | X | X | X | |
| 98. | Susan HAGLEY | | X | | X | | X | | X | |

| | | | | | | | | | | |
|------|-------------------------|---|---|---|---|---|---|---|---|--|
| 99. | Suzie WEBB | X | X | X | X | X | X | X | X | |
| 100. | Tessa-Marie BURNS | | X | | X | | X | | X | |
| 101. | Theresa NORTON | | X | | X | | X | | X | |
| 102. | Tim SPEERS | | X | | X | | X | | X | |
| 103. | Tim William HEWES | | X | | X | | X | | X | |
| 104. | Tracey MALLAGHAN | | X | | X | | X | | X | |
| 105. | Valerie SAUNDERS | X | X | X | X | X | X | X | X | Signed undertaking received by email on 5 April. See tab 30 of hearing bundle. |
| 106. | Venitia CARTER | X | X | X | X | X | X | X | X | |
| 107. | Victoria Anne LINDSELL | | X | | X | | X | | X | |
| 108. | Xavier Gonzalez Trimmer | | | | | | | | | |
| 109. | Bethany MOGIE | | X | | X | | X | | X | |

| | | | | | | | | | | |
|------|----------------------|---|---|---|---|---|---|---|---|---|
| 110. | Indigo RUMBELOW | X | | X | | X | | X | | |
| 111. | Adrian TEMPLE-BROWN | X | X | X | X | X | X | X | X | 1. Signed undertaking received by email on 4 April 2023. Further email received on 5 April asking DLA to read out content of 4 April email at the review hearing. See tab 31 of hearing bundle. 2. Download notification at 18:24 on 14 April (service of Application by email). |
| 112. | Ben NEWMAN | | X | | X | | X | | X | |
| 113. | Christopher PARISH | X | X | X | X | X | X | X | X | Email to DLA on 28 March seeking extension to respond r.e. undertaking. DLA responded on 29 March. See tab 48 of hearing bundle. |
| 114. | Elizabeth SMAIL | | X | | X | | X | | X | |
| 115. | Julian MAYNARD SMITH | X | X | X | X | X | X | X | X | Signed undertaking received by email on 12 April. See tab 32 of hearing bundle. |
| 116. | Rebecca LOCKYER | | X | | X | | X | | X | |
| 117. | Simon MILNER-EDWARDS | | X | | X | | X | | X | |
| 118. | Stephen BRETT | | X | | X | | X | | X | |
| 119. | Virginia MORRIS | X | X | X | X | X | X | X | X | Email to Kings Bench Enquiries on 28 March requesting that she and her sister, Rebecca Lockyer (D120), be removed as named |

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|------|----------------------------|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | defendants from the Bennathan Order. DLA responded on 13 April. See tab 49 of hearing bundle. |
| 120. | Andria EFTHIMIOUS-MORDAUNT | X | X | X | X | X | X | X | X | |
| 121. | Christopher FORD | | X | | X | | X | | X | |
| 122. | Darcy MITCHELL | | X | | X | | X | | X | |
| 123. | David MANN | | X | | X | | X | | X | |
| 124. | Ellie LITTEN | | X | | X | | X | | X | |
| 125. | Julie MECOLI | X | X | X | X | X | X | X | X | |
| 126. | Kai BARTLETT | | X | | X | | X | | X | |
| 127. | Sophie FRANKLIN | | X | | X | | X | | X | |
| 128. | Tony HILL | X | X | X | X | X | X | X | X | Signed undertaking received by email on 28 March. See tab 33 of hearing bundle. |
| 129. | Nicholas BENTLEY | X | X | X | X | X | X | X | X | |

| | | | | | | | | | | |
|------|------------------|---|---|---|---|---|---|---|---|---|
| 130. | Nicola STICKELLS | | X | | X | | X | | X | |
| 131. | Mary LIGHT | X | X | X | X | X | X | X | X | Email to DLA on 28 March seeking extension of time to respond r.e. undertaking. DLA responded on 29 March. See tab 50 of hearing bundle. |
| 132. | David McKENNY | | X | | X | | X | | X | |
| 133. | Giovanna LEWIS | X | X | X | X | X | X | X | X | 1. Email to Kings Bench Enquiries on 29 March requesting to be removed as a named defendant to the Bennathan Order. DLA responded on 13 April. See tab 51 of hearing bundle. 2. Download notification at 18:13 on 14 April (service of Application by email) |
| 134. | Margaret REID | | X | | X | | X | | X | |

On behalf of: the Claimant
By: Laura N Higson
No: 2
Exhibit: LNH2

Date: 20 April 2023

QB-2021-003576, 3626 and 3737

IN THE HIGH COURT OF JUSTICE

KING'S BENCH DIVISION

BETWEEN:

NATIONAL HIGHWAYS LIMITED

Claimant

- and -

**(1) PERSONS UNKNOWN CAUSING THE
BLOCKING OF, ENDANGERING, OR PREVENTING
THE FREE FLOW OF TRAFFIC ON THE M25
MOTORWAY, A2 A20 AND A2070 TRUNK ROADS
AND M2 AND M20 MOTORWAY, A1(M), A3, A12,
A13, A21, A23, A30, A414 AND A3113 TRUNK ROADS
AND THE M1, M3, M4, M4 SPUR, M11, M26, M23
AND M40 MOTORWAYS FOR THE PURPOSE OF
PROTESTING**

(2) MR ALEXANDER RODGER AND 132 OTHERS

Defendants

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1 St Paul's Place
Sheffield
S1 2JX
United Kingdom
Tel: +44 114 283 3084
Fax: +44 114 283 3393

Ref: LNH/LNH/366530/250/UKM/125965741.1
Solicitors for the Claimant

**SECOND WITNESS STATEMENT OF
LAURA NATASHA HIGSON**

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Ref: LNH/LNH/366530/250/UKM/125965741.1
Solicitors for the Claimant