IN THE HIGH COURT OF NEW ZEALAND
AUCKLAND REGISTRY

CIV:	**2012-092-1969**
BETWEEN	**MATTHEW BLOMFIELD** *Plaintiff*
A N D	**CAMERON JOHN SLATER** *Defendant*

MEMORANDUM OF MATTHEW BLOMFIELD

DATED this 28th day of April 2015

Mathew Blomfield
A 7 Rame Road • Greenhithe • Auckland 0632
C 021362462
E matt@blomfield.co.nz

Memorandum of Matthew John Blomfield

MAY IT PLEASE THE COURT:

1. There was a judicial settlement conference on 27 February 2015 in the proceedings between myself and Mr Slater the defendant (2012-092-1969).

2. Associate Judge Sargisson made significant progress however the parties were unable to reach an accord.

3. At the commencement and at the conclusion of the judicial settlement conference Associate Judge Sargisson discussed the importance of confidentiality making it very clear to the parties that nothing that was discussed would be shared with any third party.

   Whale Oil (www.whaleoil.co.nz)

4. Today at 6:30am a story entitled "Face of the day" (http://www.whaleoil.co.nz/2015/04/face-of-the-day-669/) was published on the Whale Oil website. Contained in that story was the following text (full copy annexed marked "A"):

   "We have personal experience of a serial litigant who just wastes our time over and over again using the court process as a way to try to bully us and cost us time and money defending the ridiculous charges. Our serial litigant has done it to us for four years and it is his MO as he has used the exact same techniques to bully other people. He can't win in court but he can cost his victims time off work and money defending themselves against the rubbish charges and he does it over and over again.

   He was given a chance to settle and the judge advised that he settle and told him it was the best deal he was ever going to get. The judge also said he had no chance of winning if he continued to pursue it. Guess what he did? He ignored the judge because winning is not his motivation, just like Graham McCready".

5. The Whale Oil website is New Zealand's most widely read blog website with an estimated 2669703 page views per month.

6. Putting aside the defamatory content of this story the story clearly provides its readers with details of what happened on 27 February 2015. It is also very clear to the readers who that person is that the website is referring to.

   Lauda Finem (www.laudafinem.com)

7. On or about the 12 November 2012 there was a judicial settlement conference in the proceedings between myself and Mr Slater the defendant (2012-092-1969).

8. At the commencement and at the conclusion of the judicial settlement conference the presiding judge discussed the importance of confidentiality making it very clear to the parties that nothing that was discussed would be shared with any third party. The defendant was also accompanied by his lawyer Mr Jordan Williams.

9. On 14 November 2014 a story entitled "Matthew John Blomfield: The house of cards that Matt built" (http://laudafinem.com/2014/11/14/matthew-john-blomfield-the-house-of-cards-that-matt-built/) was published on the Lauda Finem website. Contained in that story was the following text (full copy annexed marked "B"):

   "The document which we are about to take apart and analyse was not only responsible for seriously misleading two judges but it was in fact one of the keys to understanding Blomfield's disability, a mental illness, one which effected Blomfields judgement. No normal person would have been prepared to risk engaging in such deceptive criminal behaviour, especially given the serious consequences if caught. But over the years Blomfield has repeatedly been able to get away with virtually identical behaviour and in our view has developed a schema wherein he truly now believes that he is untouchable.The document is a memo to Judge Blackie dated ***25th September 2012*** *wherein Blomfield sets out details of the witnesses he intends calling to give viva voce testimony, a brief of evidence for each and every one, a* ***"will say"*** *schedule. The document we are now about to focus on was amongst those* ***"will say's"*** *and is entitled* ***"MEMORANDUM OF MATTHEW BLOMFIELD IN RELATION TO THE "WILL SAY" OF MR MIKE ALEXANDER.*** *True to form Blomfield starts out with an introductory offer for judge Blackie, a literary flourish if you will, one which he clearly hopes that Blackie will be drawn to; remember Blomfield's background is marketing, like every other coke snorting advertising guru, he knows only to well how to bullshit even the most astute of minds:"*

10. This story is one of many highly defamatory stories published on the Lauda Finem website it also contains stolen documents that include correspondence between myself and my lawyers. Putting that aside, again the documents were part of the previously mentioned judicial settlement conference.

11. In a recent case under the Harassment Act before the Auckland district court the submissions of the defendant, one of Mr Slaters sources states that Mr Slater publishes the Lauda Finem website or words to that effect.

Summary

12. Throughout these proceedings the defendant has ignored orders made by the various judges. That matter is of such serious nature that I was advised by my lawyer to file an interlocutory application for contempt of court orders (copy of submissions attached "C"). These proceedings were adjourned while the recent settlement conference and the court of

appeal matters were attended to. The defendant is yet to be sanctioned for his recidivist breaches of undertakings he has provided to the court and court orders he has breached.

13. I plead that the court ensures that the defendants continued defiance be sanctioned. At the conclusion of the most recent judicial settlement conference I recall Associate Judge Sargisson said to the parties that "if ever there was an example of a case snowballing this is it" or words to that effect. I would suggest that if the defendant was require to comply with court orders and undertakings made to the court this case would have concluded by now.

14. I respectfully ask that this matter be called in a judicial telephone conference as a matter of urgency. I will be asking the court to revisit the adjourned contempt application that was heard before Judge Gittos on or about 25 November 2013. That application was transferred to the High Court following Asher J's decision of 19 December 2014.

Dated 28th April 2015

_____

Matthew Blomfield
Plaintiff

"A"


Matthew John Blomfield:
the-day-669/
Timesheet – Bell Jr L...
ASB Bank New Zeal...
Login | Xero Accoun...
How to set up the w...
Car Parts Direct Fro...
Home
Vodafone Home
HOME
ABOUT
TIPS
CONTACT
SUBSCRIBE
Search
Historical Church Records
Access Billions of Church Records. One Simple Search. 7 Day Free Trial
WHALE OIL
BEEF HOOKED
Winner: Canon Media Awards 2014
Winner
eset NetGuide WEB AWARDS 2014
V3 VITAL3
460µg/ml
Amazing Health Breakthrough for Ages 55+
Join the hundreds of thousands who found relief with this new scientific joint formula...
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TODAY
Rodney Hide: A Routine and Regular Abuse of Power 0
Miliband becomes an apologist for Islam 6
MUST READ
SLEEPING WITH THE
WHAT'S HOT
ARMSTRONG LAMENTS KEY GETS AWAY WITH ANOTHER ONE
FACE OF THE DAY
17
by SB on April 28, 2015 at 6:30am
Serial litigant and bully, Graham McCready PHOTO-3NEWS
Today's face of the day is yet again tilting at windmills just like Don Quixote. Graham McCready is proof that our justice system is broken as any Tom, Dick or Graham can repeatedly waste tax payers dollars and court's time placing claim after frivolous claim. Playing at being a lawyer is this guy's hobby and we the tax payer are funding his attacks on which ever political figure he wants to try to hurt. At what point will our justice system draw a line and say enough is enough?

ARCHIVES »

Image-macrobusiness.com.au

> Serial litigant Graham McCready will this week take the first steps in his bid to haul the Prime Minister before the court over "Ponytail-gate".

...In a memorandum to be filed with the Auckland District Court, McCready alleges a Crimes Act charge of male assaults female, which carries a maximum penalty of two years in jail.

"This was not a game of 'horseplay' as claimed by the named defendant. Rather it was an ongoing act of harassment where the victim was stalked and assaulted the victim continually in her work place," McCready states in an affidavit.
"The pulling of a woman's hair has sexual connotations in much the same way as touching her breasts or patting her buttocks."
For the prosecution to be successful a judge would first have to determine if the court should order an oral evidence hearing.

If the court decides there is a case for Key to answer the matter may go to trial just like the Banks case did.

In his memorandum, McCready also attempted to pre-empt any defences that might be used by the defendant.

"She felt completely powerless in being touched and bullied by New Zealand's Prime Minister. The defence of self-defence is therefore not available to the named defendant," he wrote.

"The named defendant was told by the named victim, her employer and his wife to stop the assaults but he continued his unlawful acts."

"The named defendant has been caught on camera by TV3 News pulling and stroking the hair of other females, particularly young school girls. Commentators have referred to this as a sexual fetish," he said.

"The alleged offending cannot be dismissed as trivial."

– NZME.

the media. Or has she got to the stage when she has had her moment of fame and now wants to get on with her life.

8 ^ | v • Reply • Share ›

steve and monique • 3 hours ago

Should be charged with wasting the courts time. Just a sad little man, with nothing better to do.

11 ^ | v • Reply • Share ›

G M B • 3 hours ago

He's a bitter jealous lefty loser who hates right wing politicians

10 ^ | v • Reply • Share ›

Mark ➔ G M B • 2 hours ago

Not necessarily. He also went after Lame Duck Mallard and Pants Down Brown...

1 ^ | v • Reply • Share ›

john Doe • 3 hours ago

I feel that being able to take a private prosecution to The Court is an important part of our legal system. However.....maybe it should be like cricket (two appeals to the umpire per game), and any individual should have only (say) two chances to put a case before the court. McCready is simply a political weapon for the failed "Left" dirty politics machine.

10 ^ | v • Reply • Share ›

Genevieve • 3 hours ago

McCready suffers from a mixture of arrogance and the complete lack of a moral compass. This type of person never backs down because they have absolutely no insight as to how completely awful they are as a human being.

24 ^ | v • Reply • Share ›

Curious • 3 hours ago

As I see things we are as much the beltway as the media. In the real world people are disgusted with the media and think this is a non-issue.

Yes he got lucky with Banks (maybe not so if new evidence is correct) but the longer he keeps this in the spotlight the longer the left have no traction for policies and the like. While I agree he is a vexatious litigant on this occasion all power to his elbow I say.

5 ^ | v • Reply • Share ›

stanman • 3 hours ago

This clown should not be able to take such matters on as his own personal gratification.

He is wasting court time, money,and simply is a self serving loser.
Pulling of hair is akin to touching breasts?? Is this guy really allowed oxygen!

"B"

Corporate Fraudsters | New Zealand Corruption | Video | Editorial | Lauda Finem Investigates

Matthew John Blomfield: The house of cards that Matt built

NOVEMBER 14, 2014 BY LAUDAFINEM | 17 COMMENTS

Matthew John Blomfield, serial fraudster and common criminal, did he seriously believe that he was capable lying his way out of this?

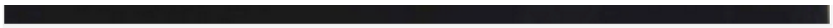
The story of bloated dog with a bone, Hairy McLeary look-a-like, Matthew John Blomfield's defamation case against Cameron Slater is now undoubtedly on the lips every New Zealander, all despite various Judges declaring the story a non event, "not in the public interest". So just how was it that a serial fraudster managed to get so far, just how is it that this fraudster has been able to fool both a District Court judge and a High Court judge. Just how was it that Justice Raynor Asher became so very convinced that Blomfield had a case against Slater, that Blomfield had been defamed. Theres absolutely no doubt that Asher J had formed this view, one only need read his

articles on Blomfield and the frauds he accused Blomfield of. One also needs to go even further back in time to **2010** and take an even closer look at the actions of both New Zealands Serious Fraud Office, The Ministry of Economic Development, the New Zealand Police and the Official Assignee that had been statutorily charged with handling Blomfield's bankruptcy and any crimes that may have been detected. One also needs to examine the serious failures of a number of New Zealand's financial institutions and at least two of New Zealand's major Banks.

One also needs to take an extremely close look at the state of New Zealand's legal profession and the body charged with oversight of Kiwi lawyers, the New Zealand Law Society. This year in particular has been particularly bad, an "annus horribilis", a year wherein it seems that every week there has been a lawyer involved in a financial scandal, raked over the coals for frauds, overcharging, abuse of trust accounts, you name it New Zealand's legal fraternity is clearly in crisis, in fact as we are publishing this story yet another case of a dodgy kiwi legal Beagle has hit the headlines.

It is not often that one is given the tools with which to analyse such a dilemma, but analyse it we have, and as far as we can see New Zealand's problem is systemic and it stems from a serious lack of accountability, ethics, good old-fashioned honesty and a government who has been anything but a shining example of how the affairs of state should be conducted openly and with integrity. A dog eat dog legal profession being the result.

So as to illustrate this fact we have decided to look at a number of cases that involved Matthew Blomfield, his legal mates and of course the Slater defamation case to date.



New Zealand District Court Judge, Charles Blackie, one of the sub par jurists Matthew John Blomfield managed to con.

The first the public became aware, via the MSM, that Blomfield was even suing Slater for defamation was when District Court Judge Charles Blackie released his now infamous errant decision on Slater's pariah status as a "non" journalist back in late 2013, only for Slater to then immediately file an appeal in the High Court.

We here at LF have heavilly criticised Judge Blackie, criticism that was wholly justified even if Justice Asher's own criticisms were heavily watered down so as to save Blackie being completely humiliated. But at the time we also wondered how it was that Judge Blackie had managed to get it so wrong.

It is clear from Blackie's decision that he had formed a certain view of Slater, and not a particularly flattering one at that, perhaps his view was there prior to the defamation case, perhaps Blackie did not like Slater but that would still, in our view, not account completely for his decision, especially the tone. Blackie had to have known that Slater would appeal. No matter, whatever Blackie's personal view of Slater there had to have been more to it than met the eye, there had to have been amongst Blomfield's copious submissions and pleadings a core that Blackie was comfortable relying on in attempting to cut Slaters throat.

Remember when blackie came to the bench he had not had a career as a lawyer, his background is marine/naval, having formally been a Captain in the New Zealand Armed Services, we won't delude readers by calling it a Navy as its far too small to warrant such a grand title.

Blackie, as a result, has always relied heavily on lawyers to aid him with his judgements, to stand in front of him with a few legal navigational flags, steering him in the right direction.

This then led team LF to focus on Blomfield's court filings. Just what was it amongst those filings that had been responsible for feeding Blackie DCJ's obvious disdain for Slater and red-flagging the direction to head in? For the purposes of this exercise, in trying to keep it simple, we are going to focus on just one of the documents we managed to find, the tone of which, we believe is indicative of the sort of material that likely played a large part in forming the views of both Charles Blackie and Raynor Asher.

The document which we are about to take apart and analyse was not only responsible for seriously misleading two judges but it was in fact one of the keys to understanding Blomfield's disability, a mental illness, one which effected Blomfields judgement. No normal person would have been prepared to risk engaging in such deceptive criminal behaviour, especially given the serious consequences if caught. But over the years Blomfield has repeatedly been able to get away with virtually identical behaviour and in our view has developed a schema wherein he truly now believes that he is untouchable.

The document is a memo to Judge Blackie dated **25th September 2012** wherein Blomfield sets out details of the witnesses he intends calling to give viva voce testimony, a brief of evidence for each and every one, a **"will say"** schedule. The document we are now about to focus on was amongst those **"will say's"** and is entitled **"MEMORANDUM OF MATTHEW BLOMFIELD IN RELATION TO THE "WILL SAY" OF MR MIKE ALEXANDER.**

True to form Blomfield starts out with an introductory offer for judge Blackie, a literary flourish if you will, one which he clearly hopes that Blackie will be drawn to; remember Blomfield's background is marketing, like every other coke snorting advertising guru, he knows only to well how to bullshit even the most astute of minds:

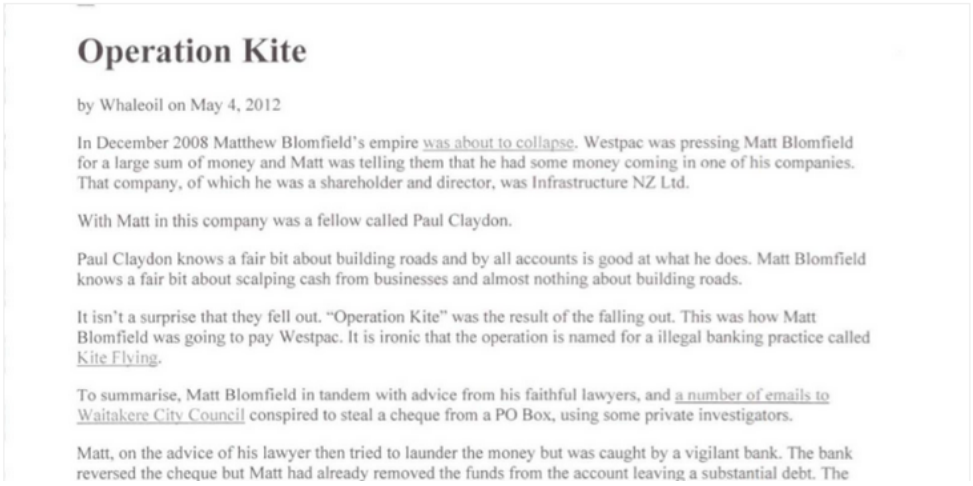
> *MEMORANDUM TO CALL CONFERENCE FOR DIRECTIONS AND APPLY FOR URGENCY*
>
> *MAY IT PLEASE THE COURT:*
>
> 1. Attached is a"Will Say" that was prepared and sent to Mr Mike Alexander for comment and verification.
> 2. The document was prepared using conversations I have had with Mr Alexander on this matter.
> 3. Mr Alexander's business partner Mr John Heimsath has responded with the following. As you can see they are reluctant to get involved.*"Mike would prefer not to be giving evidence at all – as you know despite the awful defamation against you and Mike (and others) our overall analysis of the matter is that the people behind Cameron Slater's strange ill informed smear campaign may well be previous clients and our view is that those individuals are for whatever reason intent on continuing the fight with you on any front that they happen to choose next. They do not appear to be making reasoned decisions about the validity of what they are saying. In our view, they are the sort of*

The all important material in the "WILL SAY" STATEMENT Blomfield asserts he will be leading lawyer Mike Alexander in evidence on is to be found at paragraph six (6.):

> *"The story says* ***"Matt, on the advice of his lawyer then tried to launder the money but was caught by a vigilant bank."*** *This statement is untrue, Mr Blomfield endorsed the cheque into his personal account.* ***I advised Mr Blomfield on what is required to endorse a cheque.*** *Mr* ***Blomfield's error was to endorse a cheque that was marked "non transferable"****. The bank later reversed the cheque.* ***My understanding the cheque was then sent to the company****.* ***Neither myself or Mr Blomfield*** ***to the best of my knowledge have been involved in "money laundering" of any kind.****"*

Of course this evidence relates to a story that Cameron Slater posted on 4th May 2012, with Blomfield now alleging that the story was wholly false and thus defamatory. What seems to have upset Blomfield, Alexander and Heimsath is that Slater somehow got it all wrong and that Blomfield was innocent of the allegations. Slater of course did not get his story wrong, the allegation is wholly correct bar a few chronological incidentals, sure you might even get away with splitting hairs over which criminal charge to lay, but beyond that the offending Slater alleged was most certainly committed and falls within what any reasonable lay person would more commonly term ***"money laundering"***.

Slater opined;



Operation Kite

by Whaleoil on May 4, 2012

In December 2008 Matthew Blomfield's empire was about to collapse. Westpac was pressing Matt Blomfield for a large sum of money and Matt was telling them that he had some money coming in one of his companies. That company, of which he was a shareholder and director, was Infrastructure NZ Ltd.

With Matt in this company was a fellow called Paul Claydon.

Paul Claydon knows a fair bit about building roads and by all accounts is good at what he does. Matt Blomfield knows a fair bit about scalping cash from businesses and almost nothing about building roads.

It isn't a surprise that they fell out. "Operation Kite" was the result of the falling out. This was how Matt Blomfield was going to pay Westpac. It is ironic that the operation is named for a illegal banking practice called Kite Flying.

To summarise, Matt Blomfield in tandem with advice from his faithful lawyers, and a number of emails to Waitakere City Council conspired to steal a cheque from a PO Box, using some private investigators.

Matt, on the advice of his lawyer then tried to launder the money but was caught by a vigilant bank. The bank reversed the cheque but Matt had already removed the funds from the account leaving a substantial debt. The

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Note: Slaters url link was taken down with his post in late 2012, but it is still available here: Operation Kite Email 23 December 2008

Lauda Finem have reported on what was called ***"Operation Kite"*** by Blomfield and the corrupt private investigator, Daniel Toresen, he employed to aid in the theft of a circa $100'000.00 cheque from an Auckland post office box. Those stories can be found in the url's below;

http://laudafinem.com/2014/09/29/blomdumps-act-iii-blomfields-statement-of-claim-more-holes-than-the-titanic/

http://laudafinem.com/2014/07/28/the-blomfield-files-toresen-thompson-private-dicks-who-is-daniel-toresen/

http://laudafinem.com/2014/08/03/the-blomfield-files-the-thompson-toresen-conspiracy-rapidly-unravels/

http://laudafinem.com/2014/07/18/the-ace-ventura-pet-detectives-club-featuring-serial-fraudsters-matthew-john-blomfield-martin-russell-honey/

Even the name ***"Operation Kite"*** can only infer that they all knew exactly what it was they were doing, what their objective was ***(but did not for one minute expect that evidence to fall into the wrong hands)***. Certain types of cheque fraud are commonly called kiting and it is most certainly fraud, albeit it with a few twists and turns that are of course unique to every case.

Unfortunately the victim in this case did not have access to the evidence we here at LF now hold. But certainly the Banks that were affected had everything they needed to lay a complaint with police. Had they in fact done so then Blomfield would have been stopped much sooner than he was, but the banks and Blomfield obviously decided to hide behind the privacy laws. After all it was the banks who had cocked-up by allowing a **'not negotiable'** cheque for such an extraordinary large amount to be banked into an account other than that the payor had intended.

Blomfield's statement of claim around this particular story reads:

> 8. That on the 4th of May 2012 the defendant wrote and published a story on the website http://www.whaleoil.co.nz entitled "Operation Kite" A copy of the story is annexed Schedule 3 and is available to anyone with internet access.
>
> a) Statement 1: "To summarise, Matt Blomfield in tandem with advice from his faithful lawyers, and a number of emails to Waitakere City Council conspired to steal a cheque from a PO Box, using some private investigators.."
> Defamatory Meaning:
>
> > I. The plaintiff engaged in a conspiracy with private investigators to steal someone else's property.
> > II. The plaintiff used the services of dishonest lawyers and attempted to mislead the Waitakere City Council in order to steal a cheque that did not belong to him.
> > III. The plaintiff is a thief.
>
> b) Statement 2: "Matt, on the advice of his lawyer then tried to launder the money but was caught by a vigilant bank.."
> Defamatory Meaning:
>
> > I. The plaintiff was engaged in a criminal conspiracy to legitimise monies obtained dishonestly.
> > II. The plaintiff is a person who engages in criminal activity.
> > III. Without the vigilance of a bank, the plaintiff would have succeeded in appropriating illicit funds for his own benefit.
> > VI. The plaintiff is a thief.

can see they are reluctant to get involved."

> *"Mike would prefer not to be giving evidence at all – as you know despite the awful defamation against you and Mike (and others) our overall analysis of the matter is that the people behind Cameron Slater's strange ill informed smear campaign may well be previous clients and our view is that those individuals are for whatever reason intent on continuing the fight with you on any front that they happen to choose next. They do not appear to be making reasoned decisions about the validity of what they are saying. In our view, they are the sort of people that will not stop attacking unless you (we) stop fighting back. Accordingly we refuse to fight back and likewise do not want to be seen as being a fellow combatant in your defamation case (however justified the case).*
>
> *Mike would (for that reason) prefer not to be giving evidence. However, as mentioned he will have to if you subpoena him to do so".*

But, and there is a large "but", Blackie never got to see what Blomfield had relied on when recounting Heimsath's prejudicial comments. If he had Blackie may have been given to arrive at a very different set of conclusions to those expressed in his 2013 judgement.

In fact, until now, no one other than Blomfield, Heimsath and Alexander have had the benefit if sighting the source for the comments Blomfield attributes to Heimsath, as aforesaid Blomfield fails to attribute the comments to a specific source, employing instead a very loose ***"Mr Alexander's business partner Mr John Heimsath has responded with the following".***

The seriously dodgy lawyer John Heimsath, was it the jam-jar spec's that assisted with turning a blind-eye?

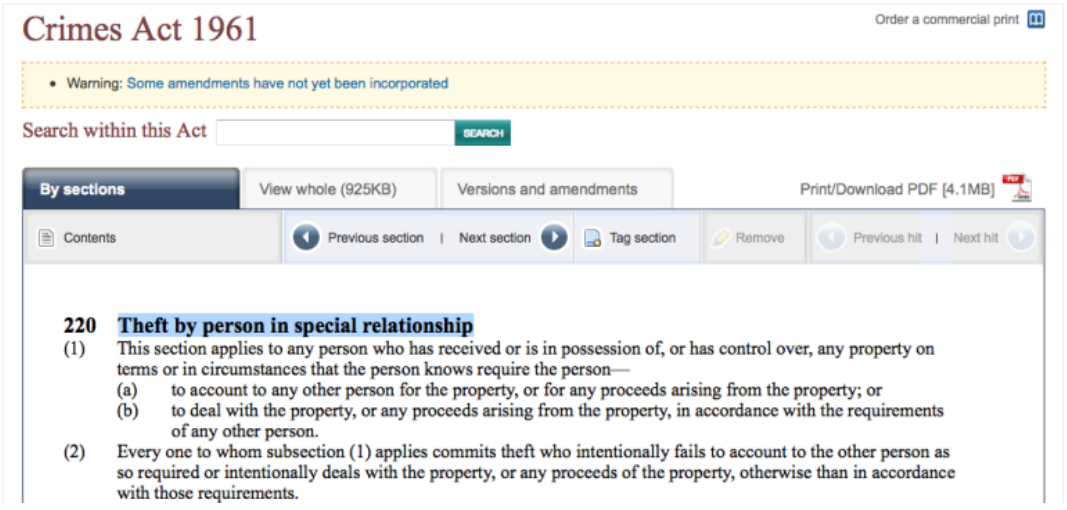
Shit hang on a minute, the incredible Mr Blomfield has left out an entire paragraph of Mr Heimsath's exceptionally informative email on the subject of the ***"will say"*** memorandum and the all important stolen cheque, he also appears to have done a spot of the old **"cut & paste"**, thus creating whole new sentence structures, and with them the much needed prejudicial implications – Why exactly would that be?

It would seem that the missing paragraph **"3"** in Blomfield's memorandum to Blackie flies completely in the face of what Heimsath has said in paragraphs "1" and "2", of his email, the paragraphs Blomfield saw a distinct advantage in using.

Come to think of it, why even bother numbering each and every paragraph in such a short document, an email no less?

Perhaps it's because in a later telephone conversation either Heimsath or Alexander had with Blomfield it was made clear that only paragraphs 1 and 2 should be used, as they had been written specifically for the courts consumption?

So there are a number of problems here for Blomfield, Heimsath and Alexander. The first is that all three clearly knew that Blomfield had stolen the cheque, and that he had then later converted that financial "instrument" by intentionally banking it into his personal bank account, then spending the stolen funds on himself. This is of course often called fraud, or for arguments sake ***money laundering***. Blomfield's actions in themselves would also fall under whats often, in legal circles known as "***theft by a person in a special relationship***".



Crimes Act 1961

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• Warning: Some amendments have not yet been incorporated

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Contents | Previous section | Next section | Tag section | Remove | Previous hit | Next hit

220 Theft by person in special relationship

(1) This section applies to any person who has received or is in possession of, or has control over, any property on terms or in circumstances that the person knows require the person—

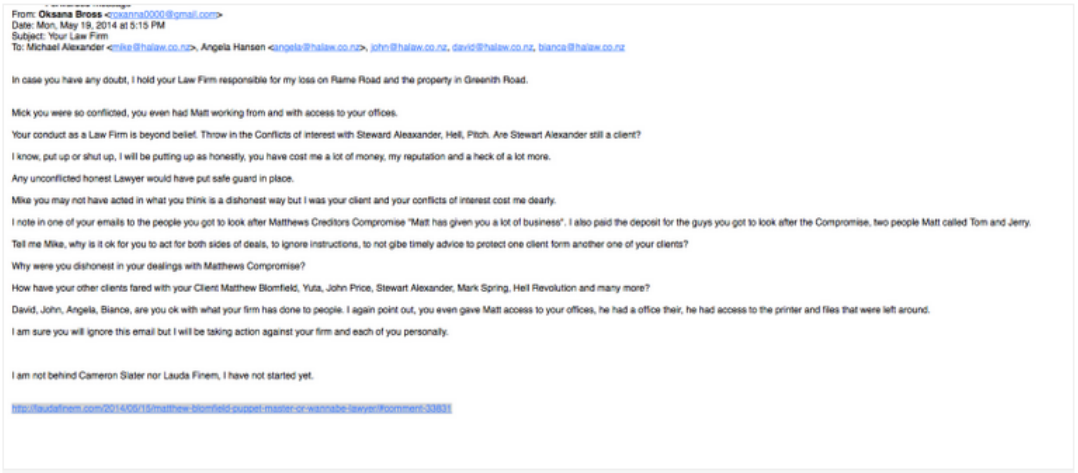
(a) to account to any other person for the property, or for any proceeds arising from the property; or

(b) to deal with the property, or any proceeds arising from the property, in accordance with the requirements of any other person.

(2) Every one to whom subsection (1) applies commits theft who intentionally fails to account to the other person as so required or intentionally deals with the property, or any proceeds of the property, otherwise than in accordance with those requirements.

earlier received a very different version of the so-called **"Will Say"** document, a version which Blomfield had hoped he would be able to file with the court. Alexander however obviously did not feel the same way, or for that matter feel very comfortable with Blomfield's lies, and so clearly wanted to let Blomfield know that he was not willing to commit perjury to the extent that Blomfield was asking of him, so Alexander then, distancing himself from the old Blomfield "majick" had Heimsath write the above email instead.

It is also LF's view that Heimsath's email appears to contain a number of coded threats, the first is cleverly concealed in Heimsath's noting of the involvement of ***"Previous Clients"***. Of course in this case the client Heimsath is referring to was undoubtedly Hell Pizza's Warren Powell. LF was supplied the email below by an anonymous source other than Powell



From: **Oksana Bross** <oksanna0000@gmail.com>
Date: Mon, May 19, 2014 at 5:15 PM
Subject: Your Law Firm
To: Michael Alexander <mike@halaw.co.nz>, Angela Hansen <angela@halaw.co.nz>, john@halaw.co.nz, david@halaw.co.nz, bianca@halaw.co.nz

In case you have any doubt, I hold your Law Firm responsible for my loss on Rame Road and the property in Greenith Road.

Mick you were so conflicted, you even had Matt working from and with access to your offices.

Your conduct as a Law Firm is beyond belief. Throw in the Conflicts of interest with Steward Aleaxander, Hell, Pitch. Are Stewart Alexander still a client?

I know, put up or shut up, I will be putting up as honestly, you have cost me a lot of money, my reputation and a heck of a lot more.

Any unconflicted honest Lawyer would have put safe guard in place.

Mike you may not have acted in what you think is a dishonest way but I was your client and your conflicts of interest cost me dearly.

I note in one of your emails to the people you got to look after Matthews Creditors Compromise "Matt has given you a lot of business". I also paid the deposit for the guys you got to look after the Compromise, two people Matt called Tom and Jerry.

Tell me Mike, why is it ok for you to act for both sides of deals, to ignore instructions, to not gibe timely advice to protect one client form another one of your clients?

Why were you dishonest in your dealings with Matthews Compromise?

How have your other clients fared with your Client Matthew Blomfield, Yuta, John Price, Stewart Alexander, Mark Spring, Hell Revolution and many more?

David, John, Angela, Biance, are you ok with what your firm has done to people. I again point out, you even gave Matt access to your offices, he had a office their, he had access to the printer and files that were left around.

I am sure you will ignore this email but I will be taking action against your firm and each of you personally.

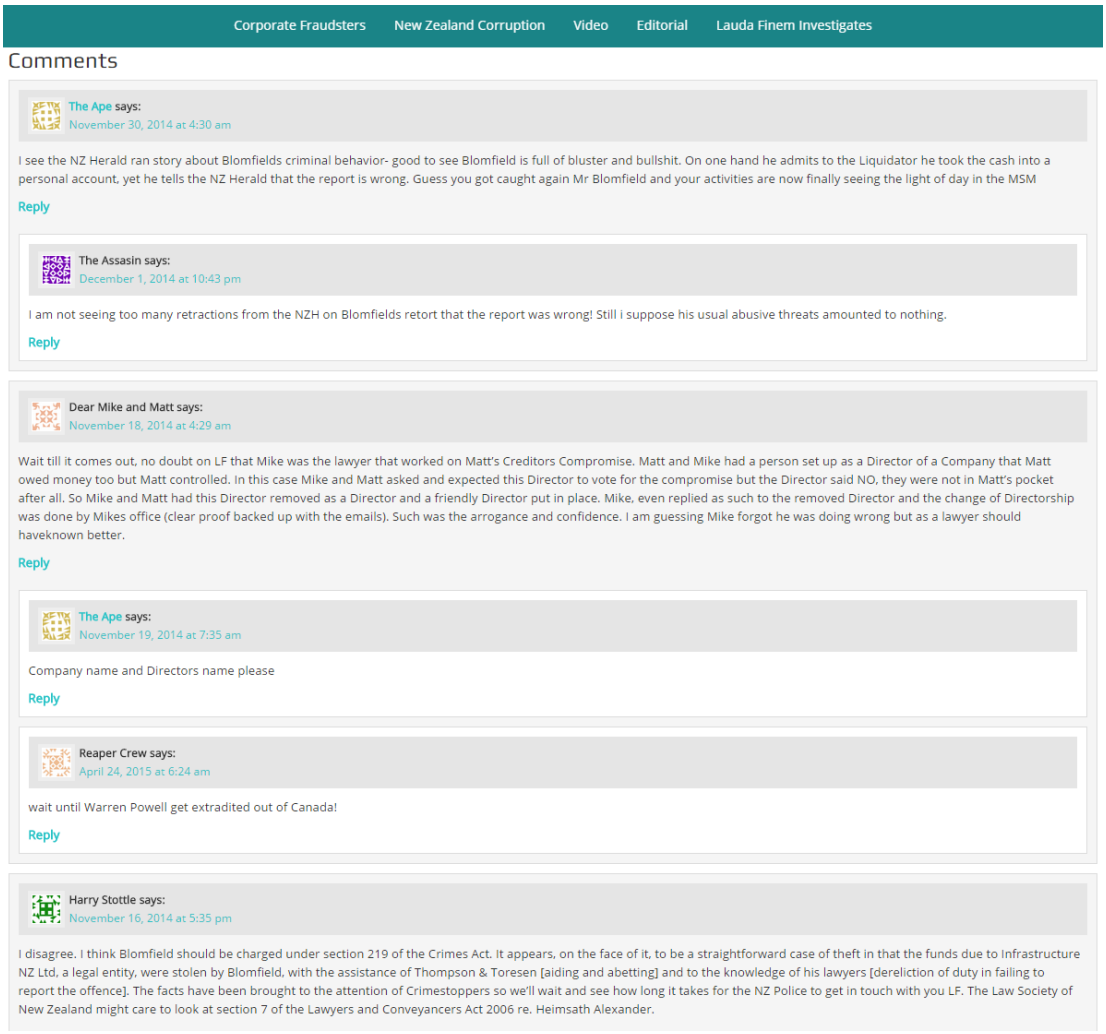
I am not behind Cameron Slater nor Lauda Finem, I have not started yet.

http://laudafinem.com/2014/06/15/matthew-blomfield-puppet-master-or-wannabe-lawyer/#comment-33831

Click to enlarge

It appears that Heimsath and Alexander were a little bit sensitive in the area of Warren Powell, we suspect that both have always been heavily exposed to a law suit from Powell resultant from an obvious preferential treatment (more than clear in various documents) of Blomfield's needs to the detriment of Powells legal rights.

The second threat however is far more blatant. Heimsath is clearly letting Blomfield know that if he wants to involve them that they will then be forced to drop Blomfield in the shit, tell it as it really is, but that in doing so they intend doing it in such a way as it will not inveigle them in the criminal offending, leaving Blomfield alone to face the music.


Corporate Fraudsters
New Zealand Corruption
Video
Editorial
Lauda Finem Investigates
Comments
The Ape says:
November 30, 2014 at 4:30 am
I see the NZ Herald ran story about Blomfields criminal behavior- good to see Blomfield is full of bluster and bullshit. On one hand he admits to the Liquidator he took the cash into a personal account, yet he tells the NZ Herald that the report is wrong. Guess you got caught again Mr Blomfield and your activities are now finally seeing the light of day in the MSM
Reply
The Assasin says:
December 1, 2014 at 10:43 pm
I am not seeing too many retractions from the NZH on Blomfields retort that the report was wrong! Still i suppose his usual abusive threats amounted to nothing.
Reply
Dear Mike and Matt says:
November 18, 2014 at 4:29 am
Wait till it comes out, no doubt on LF that Mike was the lawyer that worked on Matt's Creditors Compromise. Matt and Mike had a person set up as a Director of a Company that Matt owed money too but Matt controlled. In this case Mike and Matt asked and expected this Director to vote for the compromise but the Director said NO, they were not in Matt's pocket after all. So Mike and Matt had this Director removed as a Director and a friendly Director put in place. Mike, even replied as such to the removed Director and the change of Directorship was done by Mikes office (clear proof backed up with the emails). Such was the arrogance and confidence. I am guessing Mike forgot he was doing wrong but as a lawyer should haveknown better.
Reply
The Ape says:
November 19, 2014 at 7:35 am
Company name and Directors name please
Reply
Reaper Crew says:
April 24, 2015 at 6:24 am
wait until Warren Powell get extradited out of Canada!
Reply
Harry Stottle says:
November 16, 2014 at 5:35 pm
I disagree. I think Blomfield should be charged under section 219 of the Crimes Act. It appears, on the face of it, to be a straightforward case of theft in that the funds due to Infrastructure NZ Ltd, a legal entity, were stolen by Blomfield, with the assistance of Thompson & Toresen [aiding and abetting] and to the knowledge of his lawyers [dereliction of duty in failing to report the offence]. The facts have been brought to the attention of Crimestoppers so we'll wait and see how long it takes for the NZ Police to get in touch with you LF. The Law Society of New Zealand might care to look at section 7 of the Lawyers and Conveyancers Act 2006 re. Heimsath Alexander.

"C"

IN THE DISTRICT COURT OF NEW ZEALAND
MANUKAU REGISTRY

CIV:	**2012-092-1969**
BETWEEN	**MATTHEW BLOMFIELD** *Plaintiff*
A N D	**CAMERON JOHN SLATER** *Defendant*

SUBMISSIONS OF MATTHEW BLOMFIELD

DATED this 21st day of November 2013

Next event: 25th November 2013 at 10:00am
Before: TBA

SUBMISSIONS OF MATTHEW BLOMFIELD

MAY IT PLEASE THE COURT:

Summary

1. Mr Slater has:
    a) breached the undertaking he gave to the Court on 1 October 2012 not to publish any further material about me and my associates;
    b) refused to provide discovery and answer interrogatories contrary to the orders and directions of this court.
2. The conduct in 1(a) and (b) above place the defendant in contempt of court. 1(a) is a criminal contempt, being an attempt to interfere with the conduct of these proceedings. 1(b) is a civil contempt being a refusal to comply with a Court order.

3. These proceedings have been brought against Mr Slater for defamation.

4. The allegation is that the stories are wildly inflammatory, completely untrue and malicious in intent. Mr Slater was also been unrelenting. No justification has yet been provided in support of these defamatory statements.

5. Mr Slater claims I "ripped off" a children's charity and then talks of coming stories that "will expose his other dealings where he tucks charities".[1] He states that I am involved in "Drugs, fraud, extortion, bullying, corruption, collusion, compromises, perjury, deception, hydraulic-ing".[2]

6. Mr Slater states that I am a "Psychopath"; that I love "notoriety and extortion"; that I am "a pathological liar" who "lives out his lies. Daily. And enjoys it".[3] When Mr Slater receives some cautionary posts from his readers, advising of the potential downside of his actions, his response is "Whoop-di-do he can join the queue and take a number".

7. Mr Slater refers to me as a "Cocksmoker" over 50 times including publishing a photoshop image of me holding a sign saying "Cocksmoker". The only definition I could find of this profanity is contained in the Online Dictionary, which states; "a person who performs fellatio. Used as a

[1] *Statement of claim – attachments 7 October 2012 – page 4*
[2] *Statement of claim – attachments 7 October 2012 – page 60*
[3] *Statement of claim – attachments 7 October 2012 – page*

general insult". By way of illustration, f you Google the image "Cocksmoker" I am still on the top row next to man with a cigarette protruding from his penis.

8. In the course of earlier hearings before this Court, [4] Mr Slater provided an undertaking to the court not to publish any further material about me or my associates ("the undertaking").

9. Since providing the undertaking, Mr Slater has published the following articles concerning me and my associates on the blog site www.whaleoil.co.nz (Affidavit of MJ Blomfield, Sworn 2 May 2013):
   a) Serial Troublemaker, Alleged Blackmailer Graham McCready is at it again.
   b) The Herald on Sunday Running Enemy Propaganda.
   c) An Idea For Anne Tolley.
   d) Cowboy Liquidators.
   e) Random Impertinent Questions – Number 3 in a very regular series.

10. I wrote to Mr Slater's counsel after each article was published and requested that the article be removed (Affidavit of M J Blomfield, Sworn 2 May 2013). The articles have subsequently been removed from the website.

11. On 26 September, Judge Blackie made an order for discovery under Rule 8.2 of the High Court Rules and gave directions that Mr Slater answer interrogatories ("the Order"). On the basis that the Order would be complied with a hearing date for the trial was booked in for January 2014.

The Law of Contempt

12. A Court's jurisdiction to punish contempt was originally part of its inherent jurisdiction[5]

13. The Court now has both inherent jurisdiction, and statutory power to punish contempt of court and to enforce its orders and directions.

14. Section 112 of the District Courts Act 1947 also provides statutory jurisdiction for the District Court to punish contempt whilst the court is sitting. It provides:

[4] *Blomfield v Slater* DC Manukau CIV-2012-092-1969, 1 October 2012.
[5] Taylor Bros Ltd v Taylors Textile Services (Auckland) Ltd [1991] 1 NZLR 91. See also "Reforming the New Zealand Law of Contempt of Court" Prof ATH Smith, VUW, 11 April 2011 @ pages 6-8

112 Penalty for contempt of court

If any person—

(a) wilfully insults a Judge or any witness or any officer of the court during his sitting or attendance in court, or in going to or returning from the court; or

(b) wilfully interrupts the proceedings of a court or otherwise misbehaves in court; or

(c) wilfully and without lawful excuse disobeys any order or direction of the court in the course of the hearing of any proceedings,—

any officer of the court, with or without the assistance of any constable or other person, may, by order of the Judge, take the offender into custody and detain him until the rising of the court, and the Judge may, if he thinks fit, by warrant under his hand, commit the offender to prison for any period not exceeding 3 months or impose upon the offender a fine not exceeding $1,000 for each offence.

Contempt in Discovery

15. Certain High Court Rules supplement the above contempt jurisdiction. In this instance, High Court Rule 8.33 (effective in District Court proceedings by virtue of rule 3.61.5 of the District Court Rules 2009) provides that:

8.33 Contempt of court

(1) Every person is guilty of contempt of court who, being a person against whom a **discovery order or other order** under this subpart has been made, **wilfully and without lawful excuse disobeys the order or fails to ensure the order is complied with**.

(2) **This rule does not limit or affect any power or authority of the court to punish a person for contempt of court**.

16. The Court's inherent jurisdiction through the contempt process is a body of rules, principles, procedures and practices enabling the courts to protect the administration of justice through the use of summary processes. The principal purposes of the law are to preserve an efficient and impartial system of justice, to maintain public confidence in the administration of justice as administered by the courts, and to guarantee untrammeled access to the courts by potential litigants.[6]

17. Contempts can be vaguely categorised as criminal and civil contempts. Those which interrupt court proceedings and scandalize the court are criminal contempts. Failure to comply with discovery orders are civil contempts.

Particulars of Contempts

18. On 26 September 2013, Judge Blackie made an order for discovery under Rule 8.2 of the High Court Rules. Discovery was due on 25 October 2013. I provided the defendant with discovery on Friday 25th October 2013 ("the Order").

19. Despite a number of reminders and letters clearly explaining what is required of the defendant, no discovery, and no answers to interrogatories, have been forthcoming.

20. I am confident that Mr Slater had possession of the documents at the time the Order was made and is still in a position to produce them to the Court. He has wilfully and without lawful excuse disobeyed the order for discovery made by Judge Blackie and is therefore in contempt.[7]

21. To the best of my knowledge, there are no cases which deal directly with contempt under Rule 8.33 or its predecessor, Rule 8.42. I propose that this be treated as one count of civil contempt.

Criminal contempt – breaching a court undertaking by continuing to publish

22. In preparing the matter for hearing, a case management conference was held on 1 October 2012 before His Honour Judge Blackie. Mr Slater gave an undertaking ("The Undertaking") to Judge Blackie that there would be no further publication concerning me or my associates on the blog site under the control of Mr Slater or at the behest of Mr Slater, other than that which might

[6] Smith, above n 10
[7] *Re Bramblevale Limited* [1970] Ch 128; [1969] 3 All ER 1062 (CA).

relate to information that is already available in the public domain via a reputable media source, for example radio, television or daily or weekly newspaper (Affidavit of M J Blomfield, Sworn 2nd May 2013 Attachment 'A' paragraph 6). The Undertaking was referred to in Judge Blackie's minute from the conference on 1st October 2012.

23. Mr Slater has continually published and allowed content to be published by linking stories he previously published, new stories referring to me and even going so far as to create new defamatory content further aggravating the damage caused. Mr Slater has been persistent and defiant in his actions.

24. An undertaking to the Court is treated as being the same as an injunction – it prevents the defendant from engaging on a particular course of conduct by consent, saving the court from performing an *Anisminic* analysis and issuing a formal injunction.[8] A breach of the undertaking is treated as a breach of an order of the Court.[9]

25. Technically the publication contempt could be seen as a civil contempt as it is a failure to comply with an order made in the course of a civil proceeding. However, the purpose of doing so was to interfere with the Court proceeding, so it should be seen as the arguably more serious criminal contempt. The Court has a full range of penalties in both instances.

26. I seek a finding of contempt against Mr Slater in relation to all three instances.

27. In addition to the finding of contempt, it would be appropriate to impose an order against Mr Slater that, owing to his contempt, he can no longer defend the proceeding. The matter should be set for a hearing on the question of liability and damages.

Sentencing background/chronology

28. Having found a summary criminal or civil contempt, the Court must determine a penalty.

[8] *Anisminic v Foreign Compensation Commission* [1968] UKHL 6 (HL); *Jones v Sky City Auckland Limited* (2001) 15 PRNZ 432.
[9] *Malavez v Knox* [1977] 1 NZLR 463.

29. On or about 6 January 2010, Mr Slater was charged by the NZ Police with eight counts of breaching suppression orders[10], and one count of publishing information identifying a victim of sexual offending in breach of a statutory prohibition on publication[11].

30. Mr Slater pleaded not guilty to the charges on 9 February 2010 and the matter was set down to be tried. Judge Harvey issued his reserved decision on 14 September 2010 and found Mr Slater guilty of:[12]

    a) Eight counts of breaching a suppression order; and
    b) One count of publishing information identifying a victim of sexual offending contrary to a statutory prohibition on publication.

31. Mr Slater was fined 75% of the maximum amount ($750) for each of the charges (giving a total of $6,750.00 in fines) and had costs of $130 per charge were awarded against him (giving a total of $1,170.00 in costs).

32. He appealed to the High Court against conviction and sentence. White J rejected the appeal on both grounds in his decision of 20 May 2011.[13]

33. Mr Slater then applied for special leave to appeal to the Court of Appeal and it was unanimously refused by Harrison, Miller and Asher JJ on 9 November 2011.[14]

34. Mr Slater was accordingly well aware of the limits to which it is appropriate to publish information about matters which are before the courts, and in particular when the issue of publication has been dealt with before the court.

Aggravating features

35. Factors tending to raise the culpability for this offending are that:

    a) The offending was intentional.

[10] Contrary to section 140(5) of the Criminal Justice Act 1985 (repealed).
[11] Contrary to section 139 of the Criminal Justice Act 1985 (repealed).
[12] *Police v Slater* DC Auckland CRN-004028329, 14 September 2010.
[13] *Slater v Police* HC Auckland CRI-2010-404-379, 10 May 2011.
[14] *Slater v Police* [2011] NZCA 568.

b) Despite my efforts to persuade him to comply with his obligations, Mr Slater still exhibits no intention to comply with the orders.

36. Factors tending to raise the culpability of this offender are that:

a) This is Mr Slater's second series of contempt charges.

b) Mr Slater has engaged in a contumelious pattern of offending.

c) Mr Slater has shown no remorse or regret for his offending, now or then. In the previous cases he maintained his claim of right defence was sound (even though ultimately the High Court and Court of Appeal rejected Mr Slater's appeals on conviction and sentence)[15].

37. In 2010, Mr Slater was sentenced to pay $6,750.00 in fines. After the sentencing, he made the following statements to the press: [16]

"Outside court Slater said he had "copped a flogging as best they can with a wet bus ticket."

"He said he was not remorseful and had no regrets, but when asked if he would continue to flout the law, replied: "We'll see."

38. In keeping with that terminology, we can now clearly see that Mr Slater does intend to continue to flout the law.

39. Mr Slater also stated that he had underwriters for his fines and was therefore completely unconcerned with the sentence which the Court had imposed. Against that background, and with consideration as to Mr Slater partner's personal wealth, a fine is a pointless punishment. Mr Slater will clearly take the same stance before as he did after the last time he was convicted.

40. In considering the appropriate kind of sentence, the Court must bear in mind that the sentence must actually sanction the offender for his crime. The sentence will have to have the effect of reprimanding Mr Slater and deterring him from acting in contempt of court in future. A fine

[15] *Slater v Police* HC Auckland CRI-2010-404-379, 10 May 2011; *Slater v Police* [2011] NZCA 568.
[16] "Whale Oil may appeal convictions" *New Zealand Herald* (Online ed, New Zealand, 14 September 2010).

would be clearly inadequate in circumstances where Mr Slater does not carry the ultimate obligation to pay the fine.[17]

41. The previous fines clearly have not been sufficient to encourage Mr Slater to obey the law. It is possible to draw the inference that he bore so little of the punishment that it has encouraged him to take the view that he effectively got away with disobeying the court's previous orders. He seems to have concluded in light of his previous "flogging with a wet bus ticket" that he is effectively free to breach non-publication orders/undertakings.

42. If Mr Slater receives a fine (that someone else will pay) the obvious inference is that after the hearing he will repeat his previous statement to the press that his backers will pay the fine and he got off free yet again.

43. A number of similar cases concerning the appropriate sentencing range for those charged with contempt have been helpful to the plaintiff in preparing these submissions. In particular:

    a) *Ferrier Hodgson v Siemer*[18] which concerned the publication of a judgment for which publication was prohibited on two websites. This was the defendant's second series of contempt charges (like this case) and was more serious in kind than the first (like this case). The defendant had acted deliberately and displayed no remorse for his actions (like this case). A period of imprisonment of 6 weeks was imposed.

    b) *Siemer v Solicitor-General*[19] concerned further breaches of the same interim injunction as had been breached in the earlier proceedings (above [39](a)). The court imposed a sentence of 6 months imprisonment.

    c) *Attorney-General v Pickering*[20] where a defendant breached an undertaking to not sell or use an unlicensed animal remedy. As the undertaking had the force of an injunction, the court imposed a sentence of one months imprisonment.

[17] Sentencing Act 2002, s13(d).
[18] HC Auckland CIV-2005-404-1808, 13 July 2007.
[19] HC Auckland CIV-2008-404-472, 8 July 2008.
[20] HC Hamilton CP 24/98, 21 September 2001.

d) In *Yang v Chen*[21] Allan J imposed a sentence of six weeks imprisonment on a defendant who had knowingly concealed assets which were held in various entities so as to prevent them being subject to a freezing order.

e) *Isis Group Seminars v Hauwai*[22] which concerned a defendant knowingly breaching an interim injunction. The defendant agreed to abide by the injunction, pay a bond into Court and was nevertheless sentenced to 21 days imprisonment.

f) *Auckland City Council v Finau*[23] where an injunction restraining the defendant from displaying certain signs on his property was knowingly breached, a sentence of 21 days imprisonment was imposed.

44. In light of this, I submit that a short sentence of imprisonment is the least restrictive outcome in the circumstances.[24]

45. On that basis, I submit that a starting point of four to six weeks imprisonment is appropriate. Mr Slater's history of similar offending and his wilful and deliberate conduct in the present offending makes it appropriate to add an uplift of approximately 25%. There are no mitigating factors of the offending or the offender. If anything there are aggravating factors (given the comments previously made to the press). This gives a final sentence of 5 to 7 ½ weeks imprisonment.

Summary

46. Mr Slater has eight previous charges of contempt. His articles criticizing the courts and various judges show that he has no respect for the Court system or its judges, and the breaches are persistent and defiant. Both the Court and I have spent countless hours attempting to move this matter forward with little success due to the actions of Mr Slater. Judge CS Blackie had "penciled the trial date for mid to late January 2014" and now this date has become unlikely at best.

[21] [2012] NZHC 848.
[22] HC Auckland CP 1987/89, 6 March 1990.
[23] [2003] DCR 286.
[24] In accordance with the Sentencing Act 2002, s10A.

47. On receipt of the original set of proceedings from me the first thing Mr Slater did was post them on the internet for all to see. He then wrote a story about a pedophile cautioning me to stay away from his children. Mr Slater was inferring that in some way I had harassed his children when serving the documents. I had a lawyer with 36 years experience present when I served these documents and he was astonished that Mr Slater would tell such a lie. Lying is what he has done in all of the stories he has published about me. Mr Slater was paid to tell lies, and has done exactly what his pay-masters have required.

48. Mr Slater is a serial offender and I think in these circumstances it is appropriate for the court to commit Mr Slater to a term of imprisonment.

Dated 21st November 2013

_____

Matthew John Blomfield
Plaintiff