

An example:

CASE NO: FD15P00001

IN THE FAMILY COURT (SITTING AT THE CENTRAL FAMILY COURT)

IN THE MATTER OF SUSIE HOGARTH (BORN ON 01/12/2009)

B E T W E E N :

FRANK HOGARTH

APPLICANT

-AND-

NICOLA HOGARTH

RESPONDENT

POSITION STATEMENT OF THE RESPONDENT, NICOLA HOGARTH, FOR THE HEARING ON 15TH JUNE 2015 AT 10:30AM BEFORE DISTRICT JUDGE WISE

This matter is listed for a First Hearing Dispute Resolution Appointment in the Applicant, Frank Hogarth's, application to spend time with our daughter, **Susie Hogarth, aged 5**. I, Nicola Hogarth, am the Respondent and Susie's mother. My position for the hearing is as follows:

1. I received the Applicant's application for a child arrangements order at my work address on 28th May 2015. I have provided my home address to the Court using a form C8. I wish to keep my address confidential from the Respondent. I have also filed a form C1A.
2. The Applicant has been physically and sexually violent towards me throughout our relationship, often in front of our daughter. I sought assistance from my GP several times and went to the hospital with serious injuries on two occasions. I sought assistance from the police following the last incident on 12th April 2014. I decided not to take the matter further with the police, but I have not been in a relationship with the Applicant since this incident.
3. The Applicant is seeking regular, unsupervised contact with our daughter. I am opposed to this. The Applicant has not seen our daughter since 12th April 2014 nor has he sent her any letters, birthday or Christmas cards. Before our separation the Applicant had never been alone with our daughter or shown any interest in her. I am concerned about the impact the violence has had on our daughter, and the risk that she may witness or experience further violence or verbal abuse by the Applicant. Before the Court considers allowing any contact (including indirect contact) between the Applicant and our daughter, I would like the opportunity to file

a statement setting out my concerns in detail and to provide police and medical records.

4. I would agree to a full risk assessment being carried out to consider the risk of harm the Applicant poses to me and our daughter if he were to have contact with her. If the Applicant disputes his behaviour towards me and our daughter then a fact finding hearing may be required.
5. I do not have legal representation. I intend to bring a McKenzie Friend with me to the hearing on 15th June 2015. A CV of the McKenzie Friend is being provided with this Position Statement.