

**THE HIGH COURT**

**JUDICIAL REVIEW**

**BETWEEN**

**WILLIAM FITZGERALD**

**APPLICANT**

**AND**

**JUDGE TERENCE FINN**

**RESPONDENT**

**STATEMENT GROUNDING APPLICATION FOR LEAVE TO APPLY FOR  
JUDICIAL REVIEW**

- (a) Applicant's Name  
William Fitzgerald
- (b) Applicant's Address  
Drumroe,  
Ballyporeen,  
Co. Tipperary.
- (c) Applicant's Description  
Company Director
- (d) Relief sought
  - (i) The referral to the European Court of Justice for Preliminary Ruling of the question:  
"Under what conditions and at what stage of proceedings is it a requirement for companies to be represented by a legal professional?"
  - (ii) An order that Digital Audio Recording be active during all proceedings relating to the applicant.
  - (iii) A declaration that anyone before the court be entitled to make a personal digital recording of proceedings.
  - (iv) A stay on proceedings until DAR is implemented.

- (v) Such further orders as the Court see fit.
- (vi) Leave to Apply.
- (e) Grounds upon which relief is sought
  - (i) There is a duty on the Court to seek clarification from the ECJ where there is an apparent contradiction between Community law and National law.
  - (ii) It is unacceptable that the right of a lay litigant to represent their interests be deliberately kept in confusion.
  - (iii) The absence of DAR records will cause any appellate court to be at a disadvantage when reviewing proceedings from a lower court.
  - (iv) It is imperative that there be an accurate record of proceedings if justice is to be seen to be done.
  - (v) In refusing to allow DAR the respondent is acting as judge in his own cause.
  - (vi) The absence of DAR records from the court in question has proven disadvantageous to myself and my family when requested previously by the High Court in a separate matter.
- (f) Applicant's address for service  
Drumroe,  
Ballyporeen,  
Co. Tipperary.

Dated this 14th day of October 2014

  
Applicant.