

IN THE HIGH COURT OF JUSTICE,  
QUEEN'S BENCH DIVISION  
MEDIA AND COMMUNICATIONS LIST

CLAIM NUMBER QB-2020-001013

BEFORE Master Giddens

BETWEEN

SAMUEL COLLINGWOOD SMITH

AND

ESTHER RUTH BAKER

AND

JACQUI DILLON



QB-2020-001013

2ND DEFENDANT

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Tomlin Order

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**UPON** the Claimant and the Second Defendant having agreed to the terms of settlement set out in the attached schedule, copies of which are held by the Second Defendant's solicitors and the Claimant.

**BY CONSENT IT IS ORDERED THAT:**

- (1) All further proceedings relating to the Claimant's claim against the Second Defendant be stayed, except for the purpose of carrying the terms of the agreement into effect.
- (2) The Claimant and the Second Defendant shall each have permission to apply to the Court to enforce those terms without the need to bring a new claim.
- (3) The Claimant and the Second Defendant shall bear their own costs.

Dated this 25<sup>th</sup> day of June 2020

## SCHEDULE

In light of the Claimant agreeing to waive his right to damages, costs and to an injunction, the Second Defendant agrees, in full and final settlement of the Claimant's claim against her and without admission of liability, to the following:

- (1) The Second Defendant's Twitter account has been suspended, along with all the tweets complained of. The Second Defendant agrees that, if her account is reinstated, she will not reinstate (or will delete) the tweets complained of in this action within 7 days of the account being reactivated; and
- (2) The Second Defendant agrees not to repeat the words of the tweets, or words bearing the same or similar meanings to those which follow:
  - a. That the Claimant is the operator of the @legalaidloser Twitter account;
  - b. That the Claimant is a paedophile and harasser of child sexual abuse victims;
  - c. That the Claimant's allegation that the Second Defendant's tweet referring to Esther Baker as a victim libelled John Hemming, as set out in the Claimant's email of 10 October 2019, was a dishonest attempt to intimidate the Second Defendant;
  - d. That the Claimant is a habitual stalker, who is mentally ill and stalks as a result of that mental illness; and
  - e. That Amy Lynn Lee Hartzler, the lead singer of Evanescence, has told the Second Defendant that the Claimant stalked her.

Nothing in this settlement agreement shall prevent the Second Defendant communicating with the authorities or taking legal advice in confidence.