

**RESTRICTED COMMUNICATION  
NOT FOR PUBLICATION**

8<sup>th</sup> December 2010

**Hon. Justice Ibrahim Auta,**  
Court 2  
Federal High Court  
Abuja

*Dear Judge*

**Suit No. FHC/ABJ/CS/606/2010**

In the course of the pandemonium occasioned by Mr. Abubakar, Assistant Legal Adviser, Nigeria Immigration Service, in Court No. 2 on Tuesday 30<sup>th</sup> November 2010, a S.A.N. who was approached by your Registrar, Mr. John O, advised your Registrar to give a date for the Hearing of this case between 30/11/ and 13/12/2010, adding that “**Human Rights cases should be dealt with expeditiously**”. Mr. Abubakar did not accept that suggestion, and your Registrar did not know what to do, with the consequence that I was left in a limbo.

On the same day I was allowed to see Your Lordship in your room behind Court No. 2 and while I thank you for the opportunity, you made two comments which were unhelpful having regard to the history of this case. You said that I was trying to “**bamboozle**” you, when I told you that I could not, and, have not been able to locate my birth place since the Dutch Immigration dumped me at Ikeja Airport on 22<sup>nd</sup> June 2010, 51 years after I left Nigeria.

You also said that you do not believe in “**sentiments**” when I told you of the sufferings that I have had to encounter in Nigeria, as a result of the conduct of the Defendants.

Judge, regardless of our station in life we are not stones. Those remarks were totally uncalled for, especially in circumstances involving human rights related issues.

I wish to assure you that all eyes are on the judiciary in Nigeria in relation to this case. Many countries in Europe and Asia are waiting and watching. The Judiciary owes itself a duty to redeem its own name. The extra judicial murders of the Human Rights Activist Saro-Wiwa and 7 others have done irreparable damage to the administration of justice in Nigeria.

I have been actively involved in Human Rights and Humanitarian Law and Practice for over 40 years. If only you read the originating summons and various applications made in the course of

this lawsuit, you would have been on top of the events that have occurred since the case was transferred from Court No. 6 to Court No. 2, on or around the 5<sup>th</sup> October 2010.

**Hon. Justice Kolawole** was assigned to the case on or about the second week of September 2010. On 16<sup>th</sup> September 2010 I made an ex-parte application. Seven days later on 23<sup>rd</sup> September 2010, Hon Justice Kolawole made an Order. Please see paragraph 4 of the said Order. The Defendants were given maximum statutory 30 days within which to enter appearance or file a Defence. None of them complied.

We made a Motion ex-parte application on the 5<sup>th</sup> day of October 2010. This application should have been dealt with by your Lordship on the 12<sup>th</sup> day of October 2010; your Registrar did not put us on the list.

In the mean time, the Third Defendant informed us by electronic mail that they were going to destroy our property situated at our premises in the Netherlands. In response, we made an application for a Prohibitory Injunction. Heaven knows that injunctions should be dealt with expeditiously. Once again, your Registrar listed the matter for 25<sup>th</sup> October 2010.

On the 25<sup>th</sup> day of October 2010, all Parties were meant to appear before your Lordship, as per the Order of Hon. Justice Kolawole. We turned up. The Defendants did not turn up. In any event, your Lordship did not sit!!

On the 2<sup>nd</sup> November 2010, this case came before your Lordship. The Defendants did not turn up. We turned up. During the hearing of this suit against the 6 Defendants Mr. Rahman Oshodi stood up to address you on behalf of Mr. Candide-Johnson SAN. He said that he and Mr. Candide-Johnson were representing “**The Kingdom of the Netherlands**”. I raised objection because that Kingdom was not a party to the proceeding before you. When you asked Mr. Oshodi for details of those who instructed him, he was unable to give a clear answer. At that point you said: “WHERE DID YOU STUDY YOUR LAW. THE KINGDOM OF THE NETHERLANDS IS NOT A PARTY. SIT DOWN. I AM NOT GOING TO HEAR YOU”.

**Astonishingly you adjourned the matter to the 30<sup>th</sup> November 2010 (referred to at para.1 above). Your Lordship did not make any Order. Was the failure or omission to make any Order following a Court Hearing not a material irregularity in the course of court proceedings?**

I shall be very grateful if you will spend a couple of hours on this lawsuit. For example, the **Written Address in the Originating Summons speaks volumes**. I am not fighting for me. I am fighting for the INTEGRITY of Nigeria and her institutions. Nigeria is a country without any system of any description. At the very least, the Judiciary should provide the sort of leadership that the country should be proud of.

Adverting to the events of November 30 2010 yet again, I was informed by an advocate in the Attorney General’s Office that, as a Leader of a UK Registered Political Party of British at home and abroad – [www.plcparty.com](http://www.plcparty.com), I should have informed the National Assembly of the treatment being dished out to Black people by the Defendants and that the matter would have been raised on the floor of both Houses. I have since visited the National Assembly. However, the **sub**

**judice rule** applies and I cannot therefore, invite Representatives or Senators to discuss the case.

I take this opportunity to remind your Lordship that you instructed your Registrar to issue a Hearing Notice and to serve same on all Parties. The day set for the Hearing is THURSDAY 16<sup>TH</sup> DAY OF DECEMBER 2010. I sincerely hope that your Lordship will sit on that day. And I further hope that a Declaratory Judgment will be given on the same day as per the Motion on Notice on file.

*Yours sincerely,*

**Andre John-Salakov BA (Law), B.Sc**

**Leader**, PLC Party

**Founder**, Public Law Centre incorporating

Public Defender Service & Lawyers Without Frontiers

Websites: [www.plcparty.com](http://www.plcparty.com) [www.johnsalakov.com](http://www.johnsalakov.com) [www.publiclawcentre.net](http://www.publiclawcentre.net)

Email – [leader@plcparty.com](mailto:leader@plcparty.com) [andre@johnsalakov.com](mailto:andre@johnsalakov.com)

#### ADDITIONAL NOTE NOT INCLUDED IN THE ABOVE

On the 16<sup>th</sup> December 2010 the adjourned hearing of this suit came before Judge Auta. As I entered Court No.2, I was surprised to see so many unknown faces. Judge Auta's body guard thrust a microphone into my hand. I was surprised. I lost my voice the night before. But as I held the said microphone, it went dead. I wanted to ask Judge Auta how he came to know that I lost my voice the night before. I also wanted to tell him that my spirit was attacked the night before, as I heard dogs barking continually outside my hotel room and when I got up to investigate, there were no dogs to be seen. In any event, the LORD JESUS CHRIST of hosts rendered the said microphone completely useless. I threw the microphone on the floor. Mr. Rahman Oshodi stood up to present his "case". He was well received by Judge Auta. But I was prevented from presenting my case. Judge Auta said he would rule on Mr. Oshodi's application on behalf of Mr. Candide-Johnson on 28 January 2011.

On the 28 January 2011 I boycotted the hearing, but a barrister by the name of Mr. Samuel, on the instructions of Mr. Falana appeared on my behalf. Apparently, Mr. Candide-Johnson informed Judge Auta that I "published" defamatory matter on the Internet associating him with 419 activities and that I also wrote about Judge Auta.

I also learned that Mr. Candide-Johnson wanted me to be charged with Contempt. Further, I learned that Judge Auta wanted the Nigerian Security Service to "investigate John-Salakov and "Why is he in Nigeria?"

In consequence I abandoned Suit No. FHC/ABJ/CS/606/2010. On or around the 21 February 2011, I issued a fresh originating summons in the Federal High Court, Ikeja, Lagos. Hereunder is my letter to Chief Judge Abutu requesting a transfer of the suit to Lagos.

13 January 2011

The Chief Judge  
Federal High Court  
Abuja and at Lagos

Dear Chief Judge

**Request to transfer Case from Abuja to Lagos**  
**Suit No. FHC/ABJ/CS/606/2010**

In October 2010 the above matter was reassigned from Judge Kolawole's List to Judge Ibrahim Auta's List.

Judge Auta has demonstrated bias and perversity in dealing with this case. I attach copy of a letter which I wrote to Judge Auta on 8<sup>th</sup> December 2010. The letter speaks for itself.

The First, Third, Fourth and Sixth Defendants have no confidence in Judge Ibrahim Auta. They seem to know him. Only yesterday afternoon, during a telephone conversation between the Fourth Defendant (a senior UK civil servant) and me, Mr. Anthony F. Dalton made a comment which clearly discredited and disgraced Judge Ibrahim Auta.

The Supreme Court of Nigeria has made it clear on numerous occasions that it is the duty of a Judge to hear every application before the court and to pronounce the court's judgment upon any such application. Judge Auta makes up his own rules as he goes along and there is no evidence that he reads up on cases before him in any event.

I am stateless. I have no means. I cannot afford to be travelling between Lagos and Abuja to file applications, which Judge Auta is not likely ever to hear.

Please transfer the case to Lagos.

Yours sincerely,

**(Signed)**

**Andre J-Salakov BA [Law], B.Sc**

Websites – [www.plcparty.com](http://www.plcparty.com) / [www.johnsalakov.com](http://www.johnsalakov.com) /

Email – [leader@plcparty.com](mailto:leader@plcparty.com)

Tel. 00234 81 66 1924 14

**ADDITIONAL NOTE (Continued)**

In the mean time, Mr. Charles Adeyemi Candide-Johnson issued defamation action against me in the Lagos High Court. He is seeking an Order for General and Aggravated Damages in the sum of 70 million naira and an Injunction. I have dealt with the problems that Mr. Candide-Johnson and Mr. Rahman Oshodi face in an article titled – **Defamation action under Nigerian Law** – Please see <http://www.johnsalakov.com> or <http://www.plcparty.com>

I have also learned that Mr. Candide-Johnson, son of the Late Chief Judge of Lagos has also written a letter to Honourable Justice S.J. Adah, of the Federal High Court, Ikeja. I have also learned that Judge Ibrahim Auta (currently the Chief Judge of the Federal High Court) has also written to Honourable Justice S. J. Adah.

In consequence of the above letters, Honourable Justice S.J. Adah did not deliver Judgment on 29 July 2011 following the trial of my Suit No. FHC/IKJ/CS/42/2011 – ANDRE JOHN-SALAKOV – v- KLM – Royal Dutch Airlines (1<sup>st</sup> Defendant), Attorney General of the Federation (2<sup>nd</sup> Defendant), Comptroller General of Nigeria Immigration Service (3<sup>rd</sup> Defendant) and Minister of Foreign Affairs (4<sup>th</sup> Defendant).

No reasons were given. However, I am satisfied that the letters written by Chief Judge Auta and Mr. Candide-Johnson have a bearing on Honourable Justice Adah's failure or reluctance to give Judgment.