



LAW or DISORDER?



The Strokestown Repossession Case – The Truth

Disclaimer: This report is being compiled 'for the record' in the overall interests of justice, transparency and accountability, based upon documentary evidence and on first-hand accounts of those who were either involved in prior legal proceedings or, were present during the various interrelated events; the original eviction, the attempted repossession and the criminal trial.

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Introduction: We have all heard by now of the shocking events that transpired in December 2018 whereby first of all, a modest farmhouse in Falsk, Co. Roscommon was forcibly repossessed by KBC Bank using a squad of purported 'security personnel' accompanied by Gardaí and Court Officials, and then, 5 days later at around 5.00 am, a group of supposed 'vigilantes' returned to the property en masse to take it back. Since then, three men have been jailed for fifteen years apiece "without any mitigation or suspension" for the alleged crimes of aggravated burglary, false imprisonment, violent disorder, assault, arson, criminal damage and of fatally injuring a guard dog. Well, as they say, we shouldn't believe all that we hear – especially when the information is coming from the mainstream media and other compromised vested interests such as the Banks, the Government and the Courts.

We are going to share the truth today from first-hand sources, in the hope that this will:

- (i) Provide clarity as to the facts and circumstances of the case.
- (ii) To help make the public aware of the routine corruption and criminality that passes as 'law' in this country, and..
- (iii) To give some hope to the jailed men that as-and-when the full truth comes out, that their collective lawful actions (i.e. not any alleged unlawful ones) and their subsequent 15 years of imprisonment has not been in vain.

This disturbing story begins with an event we are all increasingly familiar with; a bank calling in a debt which they are allegedly 'owed' – and doing so ruthlessly – without any care or concern for the circumstances of their customers. Or, should we say, without any care or concerns for the bewildered 'targets' of their heartless, callous and savage profiteering?

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1. First of all, the paperwork: The entity that moved against the McGann family in December 2018 is currently listed as 'KBC Bank Ltd plc' which is a public limited company. Somehow, there was a name change in the official paperwork from the *original* initiating entity named as 'KBC Mortgage Bank' at the time, which is a private, un-limited company.

Between these two entities there have been at least nine name changes since 1973, and, we are reliably informed, that at various times 'business' was being conducted illicitly and unlawfully (i.e. without the proper licences). Not to mention the curious anomaly whereby a private un-limited company can transfer its business dealings and its questionable 'operating authorities' to that of a public limited company, and do this mid-way through a contract, actively assisted, processed and sanctioned by a High Court judge?



The Irish Enquiry has done a short but very informative video on YouTube under the title: "*Corruption in the Courts; the Falsk Fraud*" which best explains the dodgy/forged/fraudulent paperwork involved. That video is further backed up by evidentiary affidavits and exhibits given to the legal teams involved and finally served directly upon the Courts, including being put before Judge Martina Baxter in person at the Criminal Courts of Justice on the day of sentencing. Yet somehow, much of this key evidence was curiously omitted during the trial?

That legal documentation was prepared by Teresa Clyne BA, MSc, with 'Lay Advocacy Group' members David Egan and Aindriu Holst who outlined those documentary frauds in detail, noting many other relevant facts that the Courts have completely (and unlawfully) ignored. Accordingly, the Advocacy Group quite rightly calls for a mistrial to be declared and a new trial rescheduled – that this time – puts ALL of the pertinent evidence before the jury.

2. Amongst the more notable documentary issues leading up to the eviction in 2018 are:

- There was NO valid Court Order to repossess the McGann property in existence in December 2018. The Orders that were presented for the eviction by KBC Bank were variously either absent, forged, invalid or legally bogus. (See the *Irish Inquiry* video).
- The originating paperwork contained the incorrect name for the Plaintiff (the Bank). This was then changed, mid-contract in January 2017, from "*a public limited company*" to "*a private unlimited company*" by High Court Judge Richard Humphries.
- There are strict Superior Court Rules regarding time limits for Possession Orders. The first one was applied for in 2013 (under the wrong business name). It then lapsed for 4 years. Joynt & Crawford Solicitors (for KBC) were then allowed to bypass S.C. Rules without the required paperwork, to renew that lapsed-and-invalid Order in 2017.
- Then, in June 2018, that unlawfully-renewed Possession Order (of 2017) *also* lapsed and 'ran out of time'. KBC Bank should have applied for a brand new Possession Order by placing the McGanns 'on notice' to the Court. But they didn't. Instead they *again* bypassed the whole legal process and an undisclosed 'someone' (acting for the bank) deliberately forged a renewal Order complete with an illegible, official-looking stamp and then hand-dated it "8th August 2018". It was placed in the case file and sent to the McGanns hoping obviously, that the fraud would be taken as genuine.
- This August 8th 2018 document was listed as 'filed' on the HC Database but curiously, no resulting valid Possession Order has ever emerged. This is not 'proper procedure'. Furthermore, an email from the High Central Office categorically states "*...this is not an Order of the High Court*". Nevertheless, it was speciously presented by the DPP Prosecution Team in the criminal trial as justification for the McGann eviction.
- Absent the required signatures, and/or any accompanying affidavits or *official* stamps-and-seals; it remains unclear who actually constructed and filed that forgery. But maybe there's a clue, because there on its face is stated: "*This Order was issued by Joynt & Crawford solicitors*" (for KBC Bank). So, now we have solicitors and banks apparently *issuing* Court Orders too? So why even bother with the Courts at all, eh?
- Accordingly, in 2018 there was no legitimate or lawful way to advance the McGann repossession without returning to the High Court for a new Order of Possession – which in turn would likely have exposed the existing frauds and malfeasance by those knowingly involved; namely Fintan Murphy, Joynt & Crawford Solicitors, and any other implicated lawyers, bank officials, Court officers and/or judges involved.
- Having been alerted in writing about these High Court frauds and serial violations of due process (just after he had threatened to enforce them on the McGanns in 2018) Fintan Murphy (as Mayo-Roscommon County Registrar) wilfully and with clear intent



to deceive, then created and signed an utterly invalid Circuit Court Possession Order on 27th August 2018 – complete with a final written warning for the McGanns to remove all of their possessions forthwith – despite the fact that the McGanns had never once had any hearing in the Circuit Court in this matter. This was an out-and-out criminal act of premeditated fraud by County Registrar Fintan Murphy in open contempt of the law, of due process, of the High Court and of the Circuit Court.

- Then, in November 2018, that fraudulently-contrived Circuit Court Order (of his very own hand) was knowingly used *again* by County Registrar (& Sheriff) Fintan Murphy to justify the raising of a 'Posse Commitatus' to illegally seize the McGann's home.
- On the same day in November 2018 Murphy wrote an inflammatory letter to the Garda Superintendent in Castlerea enquiring as to whether there may be any drugs, guns or violent inhabitants at the McGann farmhouse as a pretext to hire 'additional security' and have Gardaí present on eviction day on December 11th 2018. (We will cover the events of eviction day and the alleged 'vigilante attack' in a moment).
- In January 2019 some three weeks AFTER the unlawful eviction had occurred, KBC's Joynt & Crawford Solicitors list several flagrant mistruths and factual inaccuracies in a contrived letter to the McGanns, in a belated attempt to legitimise the eviction.
- KBC official Danny Noone and Murphy-appointed Court Official Nigel Bushell would later swear under oath that they had in fact duly signed that (forged-and-unsigned) High Court Possession Order document of August 8th 2018. They had not. This was an outrageous attempt to mislead the jury into believing that the paperwork was in order; a serious act of criminal perjury that went unchallenged and/or not properly examined by either of the legal teams during the trial, nor by Judge Martina Baxter.
- Notwithstanding a raft of other illegalities and anomalies in the empowerment of the posse of enforcers (we will come to that in a minute) the *documentary* eviction of the McGanns in December 2018 was therefore a totally illegal and unlawful action, based as it was upon a series of deliberate, premeditated criminal frauds by so-called 'Officers of the Court.' Remember, "*Fraud vitiates everything*" does it not?
- That even in May 2022, over 3.5 years after the eviction, the McGann property and lands were STILL officially listed as being in the lawful possession of the McGanns!

In particular, the paperwork that was created and then used to form a 'Posse Commitatus' by County Registrar Fintan Murphy to repossess the McGann home was definitively 'fraudulent'. (More on Mr Murphy in a moment). High Court and Circuit Court documents too were variously forged, unlawfully secured and/or speciously created so as to bamboozle the McGann's into believing they had to surrender their property. Then, when the frauds were pointed out by the McGanns, more lies and forgeries were initiated by those involved to try to cover up the initial frauds and protect the wrongdoers from scrutiny or exposure.

The people chiefly responsible for these frauds – most notably Mr Fintan Murphy, KBC officials, their listed solicitors Joynt & Crawford, and various other 'Officers of the Court' – were very well experienced in these matters and therefore knew full well that they were engaged in a series of criminal deceptions. If on the other hand they didn't (for some inexplicable reason) then our most sincere apologies of course, but clearly, they should be disbarred at once from practicing law or representing financial institutions; if only on the grounds of gross incompetence and stupidity – if not also for perverting justice – whether inadvertent or otherwise. But in any event, by way of the usual sleight-of-hand and, being aided and abetted by various complicit judges, by compromised Court Service Staff, by KBC Bank Officials and their solicitors and by subservient Gardaí, they continued to pursue their unlawful attempts to seize the McGann property and evict this elderly, vulnerable family.



3. Fintan Murphy is key to all of this fraud and criminality inasmuch as he held the dual posts of; (i) County Registrar – where, acting as a quasi-judge he could order the repossession of family properties in the Circuit Court. And (ii) he was also the Under-Sheriff, who, upon receiving direction from the County Registrar (i.e. himself) could then move to repossess a home whilst receiving a 'poundage' commission from the banks! The fact that Murphy was at the time also a key member of the Investment Committee of the Courts, managing c.€2 billion Euro's worth of assets, some 80% of which relate to Wards of Court, that is; people who have been deemed 'vulnerable' or otherwise come under the so-called 'protection of the State' via agencies like TUSLA Child Protection, in care homes, hospitals or hospices. Alternatively, judges (some of whom sit on that same Investment Committee) can make Orders to seize, claim and manage the assets of people that THEY deem "in need of management by the Courts" – often against the expressly-stated wishes of the person themselves, and/or of their next-of-kin, their family members or personal carers, regardless. [See *'the Assisted Decision-Making (Capacity) Act 2015'*]. In this manner judges and Court Officials can basically claim ownership of anything and everything you own – or will ever own – or of that of your loved ones, and then spend or dispose of it at will; no doubt profiting in the process, as is shown in the Investment Committee's 2018 balance sheet.

So, in light of the fact that the McGanns were never at any time in the Circuit Court regarding this matter, then how and where did those fraudulent Circuit Court Orders come from, and what was their devious purpose other than; (i) to cover up the recently-uncovered existing High Court frauds that had already been committed by KBC Bank and its agents and; (ii) to try to bamboozle the legally-unschooled McGanns into surrendering their home and farm based upon forged paperwork? What on earth is going on here? Sadly, this collusion between Murphy and the Banks is not it seems a novel event. [See *"Uproar in Castlebar Courthouse"* videos in 2014-2017]. The posse that then violently repossessed the McGann's house did so under the authority of this fraudulent paperwork, and it beggars belief that Fintan Murphy and the other Bank and Court Officials involved did NOT know exactly what they were doing. The question is, how many other homes and properties have been taken like this under false pretences, knowingly and actively facilitated by the Courts?

4. Meanwhile, in terms of the repossession action itself; it had come to the attention of Murphy and KBC Bank that the McGanns, because of their exposure to these abuses by the system, had attracted the interest of some dedicated 'concerned citizens' who knew and understood what was going on, and who had lodged complaints and advisories to Murphy and Co., explaining that what they were trying to do was both unlawful and illegal – not to mention fraudulent and inhumane – with at least one of the elderly McGann homeowners being described as "a vulnerable adult". Nevertheless, using the knowingly-fraudulent 'Posse Commitatus' document, Fintan Murphy (in his quasi-judicial role as Registrar) sanctioned and approved the raising of a 'posse' consisting of Bank and Court officials, unlicensed security men and members of An Garda Síochána to enforce the eviction.

5. During the eviction itself on December 11th 2018, the main points of interest are:

- There were approximately 10 security, 2 cattle handlers, a locksmith, an engineer, 3 Courts Service Staff, a couple of bank officials, and an unknown number of Guards – some of them standing outside the property, others blocking all avenues of approach in squad cars, and at least one ambulance that later took Kevin Taylor to Hospital.
- *Trinity Asset Management Services* was engaged by KBC Bank and Fintan Murphy (now acting as Sheriff) as 'security'. Owner Mr Aidan Devlin hired personnel via 'G.S.



Agencies' out of Armagh, Northern Ireland, an *unlicensed* security firm owned by Mr Ian Gordon comprising former PSNI and UDR members and previous British soldiers.

- Two of the security detail were under criminal investigation and at least one was banned from leaving the N. Ireland jurisdiction. 'G.S. Agencies' was also the subject of criminal complaints in the Republic at the time, including for violent assaults.
- G.S. Agencies' owner Ian Gordon (aka 'Rambo') ex-British soldier and UDR member was operating his security firm without a licence. He was later criminally charged and fined for doing so. Nevertheless, he carries a PSNI-issued handgun (Police Service of Northern Ireland). He hired additional staff for this eviction job by telling them they could "name (their) own price!" So, who was paying so generously – and why?
- Another of the 'security staff' Mr Alistair Lennox, an ex-British Army Warrant Officer has been convicted of ten counts of welfare fraud and carers allowance for which he received a fine and a 3-months prison sentence, suspended for one year.
- Geoff Ellis, an ex-PSNI Officer from Cookestown, was on a conditional discharge from the PSNI for allegedly 'perverting the course of justice'. He did not show at the trial.
- These 'security personnel' operators were already 'known to Gardaí' because of ructions and assaults at other similar evictions in Cork and in Dublin, for which they were under ongoing criminal investigation in the State. They nevertheless arrived at the McGann property in December 2018 under Garda escort and protection.
- They were dressed 'combat-ready' with steel-capped boots, armoured gloves and carrying various security-related paraphernalia including batons and tazers.
- They had "up to five hand-guns and ammunition" with them and two ex-PSNI guard dogs which were (reportedly) "too vicious" for the Northern Ireland Police Force.
- Despite being repeatedly informed that their paperwork was fraudulent and the eviction illegal, Aidan Devlin, in collusion with Court and Bank officials present, ordered a series of physical assaults on the McGanns and their invited guests, variously hauling, dragging, lifting and pursuing them off the McGann's own land.
- Along with others, retired Garda Kevin Taylor was violently assaulted by these men while serving members of the Garda Síochána stood idly by. The Sergeant in charge was Enda Daly. Upon pressing charges against the offenders, Kevin found himself – bizarrely – facing false assault charges lodged by Ian Gordon and then prosecuted by Sergeant Daly "in the name of the DPP". Kevin was subsequently unlawfully (and absurdly) convicted by Judge Raymond Finnegan on Finnegan's very first day on the Bench – no doubt as a warning to anyone who gets in the way of 'business-as-usual'.

It should perhaps be noted that in order to act as a Bailiff or a deputised member of a posse in these circumstances in service to the Sherriff to enforce an eviction order for example; one does NOT have to be 'licensed security' *per se*. But, remaining in possession of a property as 'security' is another thing altogether. For that, you must be properly licensed.

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6. So, what does the law have to say about all of this 'questionable activity'?

Article 40.5 of the Irish Constitution: *"The dwelling of every citizen is inviolable and shall not be forcibly entered save in accordance with law".*

Article 40.3 1°: *"The state guarantees in its laws to respect, and, as far as practicable, by its laws to defend and vindicate the personal rights of the citizen".*

Article 40.3 2°: *"The state shall, in particular, by its laws protect as best it may from*



unjust attack and, in the case of injustice done, vindicate the life, person, good name, and property rights of every citizen".

Article 40.4 1°: *"No citizen shall be deprived of his personal liberty save in accordance with law".*

Article 43: *"The State acknowledges that man, in virtue of his rational being, has the natural right, antecedent to positive law, to the private ownership of external goods. The State accordingly guarantees to pass no law attempting to abolish the right of private ownership or the general right to transfer, bequeath, and inherit property. The State recognises, however, that the exercise of the rights mentioned in the foregoing provisions of this Article ought, in civil society, to be regulated by the principles of social justice."*

Criminal Justice (Perjury and Related Offences) Act 2021: *"5.(1) Any person required or authorised by law to make any statement on oath for any purpose, and being lawfully sworn (otherwise than in judicial or other proceedings) who gives or causes to be given, or adduces or causes to be adduced, a statement material for that purpose that — (a) is false in any material respect, and (b) he or she knows to be false, commits an offence."*

Criminal Law (Defence and the Dwelling) Act 2011: *"2.(1) Notwithstanding the generality of any other enactment or rule of law and subject to subsections (2) and (3), it shall not be an offence for a person who is in his or her dwelling, or for a person who is a lawful occupant in a dwelling, to use force against another person or the property of another person where — (a) he or she believes the other person has entered or is entering the dwelling as a trespasser for the purpose of committing a criminal act."*

The Garda Síochána Act 2005: *"7.(1) The function of the Garda Síochána is to provide policing and security services for the State with the objective of — (a) preserving peace and public order, (b) protecting life and property."*

The Criminal Law Act, 1997: *"7.(1) Any person who aids, abets, counsels or procures the commission of an indictable offence shall be liable to be indicted, tried and punished as a principal offender."*

Article 35.2 of the Constitution: *"All judges shall be independent in the exercise of their judicial functions and subject only to this constitution and the law". [i.e Judges ARE subject to the law and must abide by the law and the Constitution – believe it or not!]*

And finally, 'Fraud Vitiates Everything': *"Fraud unravels everything. The court is careful not to find fraud unless it is distinctly pleaded and proved; but once it is proved, it vitiates judgments, contracts and all transactions whatsoever."* Lord Denning

Most of these crucial facts, evidences, laws and Constitutional principles were ignored at the criminal trial of 'The Falsk Four' other than by active attempts by the DPP's legal team and Judge Martina Baxter to suppress and dismiss them as being either "irrelevant" or "not pertinent to proceedings" – when in fact, the whole of the sorry Falsk repossession Court case from start to finish should have rested upon these causative facts and frauds by the various Courts, by Registrar-Sheriff Fintan Murphy and by KBC Bank, in light of the respective Articles of the Constitution which are binding upon all Irish judges as they carry out their supposedly 'independent' judicial functions. This means of course that judges are NOT supposed to be unduly or illicitly influenced by political or financial interests or affiliations, and *must* abide by their Constitutional Oath to respect the law. Really? It rather looks like our Constitution is either a total work of fiction; a perverse practical joke that is being cynically foisted on the Irish people; and/or that it is a total and utter farce, does it not?



7. The Reported 'Vigilante' Response: First of all we need to point out the enthusiasm with which 'the establishment' (in the form of the media and the Courts) describes the otherwise lawful activists involved in this event variously as *"a gang of armed thugs"*; *"a violent uncontrolled mob"*; as *"xenophobic vigilantes"* and as *"a cowardly bunch of hooligans"* who were *"determined to terrorise and intimidate"* etc. Whilst in the same breath describing the unlawful, unlicensed, armed-and-dangerous, and proven-to-be-violent paramilitaries from the North as variously; *"security personnel"*; *"businessmen"* and *"agents working for the Courts"* who were *"carrying out legitimate functions"* and who later *"showed great dignity and restraint"* when giving their evidence in Court. Oh really Judge Baxter? How so very fair, unbiased and objective of you. Thank you so much for your 'independent' judicial opinion.

The dictionary definition of 'a vigilante' states:

"A person who tries in an unofficial way to prevent crime, or to catch and punish someone who has committed a crime, especially because they do not think that official organisations, such as the police, are controlling crime effectively."

Perhaps contrast this with the State's own definition of a 'criminal organisation' asking ourselves which one fits the bill here – and which definition belongs to which group; the officials involved, or the concerned citizens who responded to their overt lawlessness?

"'Criminal organisation' means a structured group, however organised, composed of three or more persons acting in concert, that has as its main purpose or activity the commission or facilitation of one or more serious offences in order to obtain, directly or indirectly, a financial or other material benefit."

8. A first-hand account of the events leading up to what happened on the morning of December 16th explains certain crucial facts and events, that were NOT put to the jury.

First of all, of those who were aware of what was happening in Falsk to the McGanns, many were variously appalled, incensed and angered at the official lawlessness and fraud; at the physical brutality and mental cruelty meted out to the elderly McGanns and their friends the previous week; at the apparent complicity and involvement of the local Gardaí; and at the overall arrogance and impunity being displayed by KBC Bank and the Irish Courts.

Having seen the contemptuous and dismissive responses of Registrar Fintan Murphy, by the Gardaí and the Courts to many and repeated *lawful* attempts to rectify matters; and, being understandably incensed at the idea that "Northern Paramilitaries" were being deployed to evict Irish families, a decision was made to 'do something about it!' – but to do so, lawfully.

The unlawful eviction had happened on Tuesday December 11th. On Thursday 13th an envoy representing these 'concerned observers' was sent to the McGann farm to explain to Ian Gordon how and why the eviction he and his men had enforced was illegal and unlawful and therefore their occupancy of the McGann house *without* the permission of the rightful owners was unlawful under Irish law. When that advice was curtly rejected, the envoy made it very clear that if they didn't depart peacefully, that "they would be lawfully removed."

Local Gardaí had been paying regular visits to the McGann farm, but had departed around 3.00am on the morning of the 16th. A convoy of assorted vehicles arrived at around 5.00am containing (according to first-hand estimates) "around 32 to 35 people." Their intention was to make a show of force vs the 8+ security personnel; to overawe them with their superior numbers and to repeat their demands; i.e. that as illegal intruders the security men should depart peacefully, without incident or alarm. The convoy men expected to be able to retake lawful possession of the house without incident, and then picket any attempts to repossess

it until the documentary frauds and previous assaults were properly dealt with. The visit was planned to last no more than nine minutes (as was heard in evidence) just in case things did not go according to plan. This was to avoid any unnecessary confrontation with the Gardaí.

It is acknowledged that the men from the convoy were carrying some hurley sticks, one wooden pick-axe handle, a few broom-and-shovel handles, a sledgehammer and a small chainsaw (for audio effect) but they had no intention of engaging in violence unless absolutely necessary in self-defence – especially from the previously-encountered guard dogs – which disgraced ex-PSNI Officer Geoff Ellis stated in evidence were there “to be used if necessary” at the original eviction. The convoy men had no idea that the security men had firearms with them. It was at this pre-emptive point that Ian Gordon released the dogs!

The two dogs were NOT ‘family pets’ of Ian Gordon as was misleadingly implied by Judge Martina Baxter in Court. These were ex-PSNI guard dogs who had been let go by the Police Service because they were either too vicious for public use and/or untrainable. One Alsatian was on an extended lead of about 25-30 metres precisely *because* he was so dangerous. The other was released from a cage. They came at the convoy men viciously and the leashed dog was struck once on the head with the pick-axe handle in self-defence, rendering it immediately unconscious. The other one ran away in fear, tripping up two security guards as he did so. This provocative ‘releasing of the dogs’ by Ian Gordon before ANY rational talk could commence was the trigger for whatever alleged ‘violence’ that then ensued.

The testimony of the prosecution witnesses in Court – if they are to be believed – described a scene of absolute terror and carnage. The convoy men however (as the self-styled ‘lawful liberators’ of the property) maintain that the verbal evidence is grossly exaggerated with a number of completely false, tendentious and damning allegations. For example:

There was NO meat-cleaver, NO long-barrelled firearm, NO baseball bats, NO crowbar and NO “sticks with nails embedded” as claimed by the DPP Prosecution. A long shovel handle was recovered from the McGann farmhouse complete with the normal, single nail that is required to hold a shovel-head in place. This was shown in Court as purported ‘proof’. But there can be no credible comparison to “nail-studded bats and sticks” which, if used in any such alleged assault would of course have left numerous serious puncture wounds.

The real facts (we are told) is that of the 3 purported ‘security men’ who needed medical treatment, it was only for ‘superficial wounds’ either from feeling the scene (tripping over the dog) or when being robustly removed from the property and then cable-tied. One man required a plastic stitch for example, and another had scratches on his legs. The fact that Ian Gordon claimed he was forced to eat dog faeces at gunpoint – and then identified his attacker by name, perhaps proves the point. Because that alleged attacker was exonerated by the jury as having had no part in events. This did not stop Judge Baxter from making repeat reference to a fictitious “long-barrelled gun” that was allegedly “being brandished” by a certain someone who the Court had by then accepted, wasn’t even there on the day!

It is agreed by all parties that the situation had by then gotten out of hand resulting in four of the paramilitaries very wisely running for their lives (so-to-speak) and the remaining four being cable-tied and restrained. The front door had been put in with the sledgehammer and there was a brief stand-off of sorts in the kitchen, with two security men arming themselves with a chair and a pickaxe handle, but then being talked out of a confrontation (in their own words) being reassured first of all that they weren’t going to be harmed, and then being told: “This is your lucky day, put down your weapons and come with me”. Mention was made of someone spraying something from a can in the air. It was suggested in evidence



that "it may have been C.S. gas, pepper spray or some sort of anti-personnel immobilizer". It later proved to be standard WD 40 – a completely harmless general-purpose lubricant.

Meanwhile, there were seven vehicles already parked on the McGann property. Three G.S. Agency vans, a car belonging to one of the in-situ paramilitaries (aka 'security agents') and three of the McGanns own vehicles. All seven were set alight in the ensuing chaos, but it is not known exactly by whom. What is known however, is that ammunition inside the G.S. Agency vans started to explode and reports are that, "up to five illegal handguns were discovered", and then later disappeared. Meanwhile, as soon as 'security man' Mark Rissen indicated that his own private vehicle was on fire, those flames were immediately doused by the convoy men, resulting in only minimal damage being caused to the driver's seat.

Tensions were high. Clearly, the G.S. Security men would have been frightened and alarmed at these developments and no-one of course should be condoning any forms of violence especially when other means of resolution are available. But the plain fact of the matter is that none of this needed to happen if the people that we pay to respect and enforce the law were actually doing their jobs – right? Instead, KBC Bank, the Courts, the Gardaí, the legal professionals involved, and all of the so-called authority figures that were approached for a remedy not only *didn't* comply with the law of the land, but instead they actively-and-knowingly violated and abused the law and then turned it upon the people in a most callous and offensive display of violent, arrogant and unlawful impunity. The message was clear; "The law, money and power belongs to us, not to you! So don't mess with us – or else!"

One sad and distressing outcome was the suspicious death of one of the convoy men a few weeks later. He apparently drowned in the Shannon without any water entering his lungs. He is seen in the company of an unidentified masked man on the morning of the 16th, and to this day, no-one involved in the convoy knows who that 2nd person was. In a further tragedy, the dead man's brother died in a strange domestic accident on his brother's anniversary. What to make of this we don't really know. But those are the facts, and should be recorded.

9. Then there was the trial at the Criminal Courts of Justice before Judge Martina Baxter and a jury. It needs to be noted that although the whole attempted-liberation incident of December 16th lasted only nine minutes, and that all eight paramilitaries had working body-cameras, that the criminal case against the would-be liberators ('the accused') consists of; (a) only 37 seconds of body-cam footage; (b) on the verbal evidence of 'security men' Ian Gordon, Mark Rissen, John Graham and Gary McCourtney; (c) on the admissions of the accused, i.e. Martin O'Toole, Paul Bierre and P.J. Sweeney, but otherwise (d) entirely upon circumstantial and/or hearsay evidence. Even that paltry body-cam footage is disputed because Mark Risen and John Graham both claimed it was theirs, and that brief 37 seconds of footage was contested by the defence and almost declared 'inadmissible' because Gardaí had 'inappropriately interfered with it' when it was supposed to be in the evidence room. The integrity of that evidence was the responsibility of Sgt Enda Daly – an eye-witness to the aggressive eviction who then dutifully prosecuted Kevin Taylor on knowingly-false charges!

10. These are the remaining pertinent issues:

- Four men were chosen for indictment apparently 'as an example' despite several men being arrested, questioned and detained, and their homes thoroughly searched.
- All of the legal frauds and criminal conspiracies leading up to the original unlawful eviction and house repossession were either ignored, sidelined or otherwise deemed 'not pertinent' despite the legal principle that, "Fraud vitiates everything".
- In particular, the now known-to-be-fraudulent High Court Possession Order dated 8th



August 2018 – which was NOT properly stamped-and-filed in the Central Office – was presented to the Court by the DPP as purported ‘proof’ that the original eviction was indeed ‘lawful’. Joynt & Crawford Solicitors had reportedly forwarded the same to Fintan Murphy who in turn had sent it to the DPP prosecution mid-trial thus rendering each of those parties directly complicit in that documentary conspiracy.

- In fact, the day after Danny Noone (KBC Bank) and Court Messenger Nigel Bushell perjurally claimed to have authenticated that document with their signatures, that same document was presented to Garda Superintendent Seamus Boyle in Court who had to concede under oath that their signatures were NOT in fact there at all!?
- Nevertheless, in her summing-up to the jury, Judge Baxter made explicit reference to “the sworn evidence” of Noone and Bushell without mentioning the contradictory evidence of the Superintendent that the said document was NOT in fact authentic. So how on earth was this damning fact not even considered pertinent by the Judge!?
- As Registrar and Sheriff, Fintan Murphy could have put a stop to all this criminality – by now involving all manner of otherwise possibly-innocent parties – with a simple corrective act. But instead he choose to pursue and compound the fraud mercilessly.
- Moreover, after a legitimate eviction, the Sheriff (Murphy) is legally obliged to lodge the executed Order back into the High Court. But as of August 2023 according to the Courts Service database, this still has NOT been done nearly five years later! Why ever not – if that eviction was indeed valid? Instead, Murphy apparently ‘returned’ that fraudulent High Court Order to Joynt & Crawford Solicitors.. but again, why? Maybe because that purported Order was actually ‘issued’ by them in the first place?
- An attempt by the McGanns to examine the physical file, including an application to the Courts in 2021 detailing these frauds resulted in Anthony McGann and Kevin Taylor being ‘lifted’ en route to those very Court proceedings and jailed for alleged ‘contempt’ for six months – a not unusual tactic. They have *still* not seen that file.
- Both of the legal teams (the defence and the prosecution) as well as Judge Martina Baxter completely failed and refused to allow most of these highly-pertinent facts and details into evidence – which the jury, obviously, then never even knew about.
- When some of these controversial issues did arise, Judge Baxter had the jury removed while ‘matters were discussed’ between her and the legal teams. This had the effect of denying the jury full access to ALL of the pertinent evidence. So, what happened to “The truth, the whole truth, and nothing but the truth” - eh?
- The State is obliged under EU Law to ‘provide competent legal representation’ to the accused. But competent in what exactly? Competent in mounting a solid defence..or competent in playing the diabolical game with their State-sponsored colleagues?
- No defence witnesses were called at the trial. Not even retired Garda Kevin Taylor.
- Martin O’Toole sacked his legal team for refusing to follow his instructions. He maintained throughout that he was NOT getting a fair trial.
- Fintan Murphy was summoned to testify. He “couldn’t be found” nor served with papers – because he was apparently ‘on holidays’. How very, very convenient for the Prosecution. One less career liar to have to deal with; no more awkward frauds to examine; and no risk of public exposure. The trial continued to conclusion nonetheless *without* any of Murphy’s crucial input, nor challenges from the Defence team.
- The summing-up, judgment and sentencing was THE very definition of ‘subjective bias’ as Judge Martina Baxter did her utmost in a judgement that took nearly two hours to read out – packed brimful of tendentious repetitions and inflammatory exaggerations – to protect the interests of the Cabal whilst sending a clear message



to the public NOT to *dare* to take the law into their own hands, even if the so-called 'authorities' and the banks they serve, are literally, a bunch of criminal miscreants.

So, now we know what each of us should do if we are summoned to a Court; just tell them you are 'indisposed' or 'on holidays' and quote this precedent set by the senior County Registrar in the State! And this isn't the first time Murphy has completely ignored a Court summons. In 2016 he was summoned as the accused in a criminal trial for ordering assaults on members of the public in Court – but again, it was a contemptuous (and unlawful) 'no show' by Murphy – an overt act of contempt of Court, with no follow-up by the authorities then either!? So, what's going to happen to Fintan Murphy now? Will he get away Scott free again? This man has had a long and lucrative career as County Registrar, Sheriff and Election Returns Officer and in each of those roles we have personal experience of him engaging in overt and covert criminal activity inasmuch as he has colluded unlawfully with various legal personnel, with politicians and Courts Service staff to visit injustices on ordinary people in the Courts; he has conspired with the banks to repossess properties – again unlawfully – for his own personal profit; and he oversaw at least two national elections in Co. Mayo where substantial numbers of independent votes inexplicably 'disappeared' after the first tally, and then re-emerged on the tickets of the big boys and girls in the major political parties.

* * *

11. So, to summarise: Here we have some highly placed officials and office holders, along with named legal professionals, colluding and conspiring together to fraudulently create and forge Court documents for the purposes of illegally dispossessing an elderly family of their home and lands. Anyone who has experience in the Courts – especially as a lay litigant – will know how exacting and pernickety the Courts are when enforcing any perceived violations of 'the Rules'. Indeed, if there was one feature that defined our collective experience in the Courts it would be the seemingly-prejudicial application of punitive measures against any lay-litigant who fails to meet a deadline or who submits the wrong paperwork. There are NO second chances. But here in this McGann/Falsk case, things are very different are they not? Here we have the most senior Registrar in the State – also a Sheriff, the Returns Officer and a senior member of the Courts Accounts Committee – engaging in outright, criminal fraud and deception as signed in his own hand. We also have solicitors violating due process to secure illicit Court Orders, aided-and-abetted by High Court judges, not to mention then forging a counterfeit High Court document and presenting it in a criminal trial as authentic!?

Then, we have sincere 'concerned citizens' providing all of this evidence to the Court and to the presiding judge in person, yet not a whisper is shared with the jury – nor mentioned in sentencing! If ever there was something to be considered 'in mitigation' regarding the nine minutes of chaos at the McGann home on December 16th 2018, surely it should be the natural outrage generated in the general population about the outrageous lawbreaking, violence and criminality being committed by the so-called 'statutory authorities' – as aided-and-abetted by the Gardaí, the Courts and an unlicensed squad of 'foreign' paramilitaries in a "criminal joint enterprise" no less; the exact same charge being levied against the Falsk 4!?

What was that definition of 'a criminal organisation' again?

Friends, we all need to wake up and see the Great Lie for what it is. If we can do that, then perhaps the courage and the sacrifice of these brave men in prison will not all, be in vain.

(August 19th 2023): A search of the High Court online database for "Case No. 2009/544 SP KBC BANK IRELAND, p.l.c. and MICHAEL ANTHONY MCGANN" now returns 'zero results'!



12. Credit for these combined materials and the links referred, to:

- Stephen Kerr and *The Irish Inquiry* – for the YouTube exposé video "The Falsk Fraud".
- David Egan and Aindriu Holst at the Lay Advocacy Group with assistance from Teresa Clyne, BA, MSc for the documents, legal challenges and exhibits linked here below.
- Joe Doocey, Kevin Taylor, and Brendan and Melissa Kelly for various informations.
- Martin O'Toole for his own first-hand account of events and his courageous attempts to apply Common Law in his defence.
- Various confidential sources that provided clarity on much of the previously-unpublished detail herein.
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- Plus all those who have attended the Court hearings or supported truth and justice in various ways throughout this historical event; a shameful and shocking travesty on the one side, and (alleged violence aside) a noble and courageous act of necessary defiance of – and disengagement with – endemic official lawlessness on the other.

But THAT (as Russell Brand would say) is just my own (not-so) humble opinion! ☺

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Online links (*Ctrl + click to activate*): Or, go to 'Latest News' page on the I-I website.

[Advisory-Warning letter to Fintan Murphy from Anthony McGann, September 2018.](#)

[Lay Advocacy Group 'Observations Letter' + Grounds for a Mistrial + Exhibits.](#) (*proofs of fraud*)

[Corruption in the Courts: The Falsk Fraud - YouTube.](#) (*concise breakdown of documentary frauds*)

[Eviction at Falsk, Roscommon December 11th 2018.](#) [Violent assaults on McGanns & friends.](#)

[News report of the 'vigilante' response on December 16th 2018.](#) [Video report by Rebel Telly.](#)

[Lies and political provocations by Leo Varadkar in the Dail.](#) [Video report by Gary Beattie.](#)

[Integrity Ireland video interview with retired Garda Kevin Taylor after his spurious conviction.](#)

[The 'Falsk Four' trial video report by Joe Doocey.](#) [By Diarmaid at Corruption Awareness Ireland](#)

[Black Sheep Media interview with Kevin Taylor – post sentencing.](#) [An evasive Fintan Murphy.](#)

* * *

Note: In an interesting 'co-incidence' one of the DPP Barristers in this case, Ms Jane McGowan was dispatched from Dublin to distant Clifden in Connemara on June 27th 2023 to tag-team with Judge James O'Donohue and other compromised 'Officers of the Court' to ensure that a contrived Circuit Court hearing (wherein pro-justice activist Stephen Manning was exposing widespread systemic corruption in the Courts) was shut down without further ado. Despite not being allowed to reference his own paperwork or call witnesses, Stephen won his appeal on the indisputable video evidence. Nevertheless, Stephen was subsequently jailed for three months on false and concocted charges leaving his special needs son vulnerable to the attentions of State 'care services'. Meanwhile, Stephen's legally-parked vehicle was mysteriously broken in-to; the insurance disc stolen; and the vehicle towed away 'for no insurance and causing an obstruction.' This caused considerable damage that cost hundreds of Euros in fines and recovery fees. Courts Service staff then lied about the circumstances of removal. C.S. Manager Pattie Mulkerrin, Courts Service CEO Angela Denning and Minister Helen McEntee are refusing to acknowledge or respond to our enquiries. Stephen is now facing further charges for those alleged traffic offences.

Document composed, edited and collated by the Integrity Ireland Association, 2023.

One by one – together – we CAN make a difference!

