

You said that Ms King tried to pull you off and as you felt you were losing control of the situation, you punched Mr Stooke-Vaughan to the left side of his face and kicked him in the back with your foot whilst he was on the ground. Mr Stooke-Vaughan got to his feet and came towards you and so you grabbed him around his legs, again causing him to drop to the ground. You said that you sat on top of him and held his hair but decided not to punch him. You were then pulled away by Ms King.

You denied that you had banged Mr Stooke-Vaughan's head on the pavement and denied repeatedly punching him.

The Appeal

You applied for leave to appeal against your conviction to Mold Crown Court. However, your application was out of time, and the Judge refused leave, stating that the application was without merit.

The application to the Commission

You have applied to the Commission seeking a review of your conviction for common assault.

In support of your application you have provided details of what you believe to be inconsistencies in the evidence that was heard at trial. By way of summary you say that there are inconsistencies in the evidence relating to:

1. who initiated the incident;
2. the manner in which you caused Mr Stooke-Vaughan to leave the premises (i.e. whether in a headlock or by being pushed backwards);
3. the manner in which you caused Mr Stooke-Vaughan to fall to the floor (i.e. whether by kicking his feet from under him, grabbing him by the legs, or falling against a vehicle).
4. whether or not you hit Mr Stooke-Vaughan's head against the pavement and whether or not his head was supported; and
5. the number and order of kicks and punches that were inflicted.

You submit that there has been a conspiracy to pervert the course of justice between Mr Stooke-Vaughan and Ms King in relation to the allegations they have made against you.