

Matter 6066: MERICKA v LEGAL SERVICES COMMISSIONER

From: Lawyers Conveyancing <Please-Use-Your-REPLY-Button@lawyersrealestate.com.au>


Sent: Tuesday 17 March, 2015 03:26 pm

To: <coshanassy@lsbc.vic.gov.au>

CC: Legal Services Commissioner, The Manager <admin@lsb.vic.gov.au>

Subject: Matter 6066: MERICKA v LEGAL SERVICES COMMISSIONER

Associations: MERICKA v LEGAL SERVICES COMMISSIONER [6066]

 This email was sent as High priority

Hi Cara,

Complaint by Mr Blair Ussher – COM-2014-1529 – Cara O'Shanassy

Well, just when I thought I had put all of this trouble behind me, and I could plan to develop my practice and prepare for my retirement, Mr Ussher steps into my life once again.

You will recall that, through counsel, I had informed VCAT that "the crusade is finished" and that I would not be pursuing my complaints against Consumer Affairs Victoria and Mr Ussher. Perhaps it was this statement to VCAT that has now emboldened Mr Ussher, and prompted him to lodge this false and vexatious complaint against me.

What I do know is that my plans to move on, to focus on my legal practice and to start living a normal life again, have been dashed. I had recently committed to applying to become an Accredited Specialist in Property Law, but as the process involves checks with your office to ensure that I am not a person under investigation, even that small ambition is now on hold until the next round of accreditation for Property Law, two years from now.

I must now return to where I left off. Before I wrote to the Chief Justice in reaction to Mr Ussher's blackmail letter it was my intention to lodge formal complaints against Mr Ussher and others, first through your office and then possibly with IBAC (assuming that legislation would eventually allow that body to investigate more subtle forms of corruption than those currently within its purview).

I no longer feel bound by my statement to VCAT that the crusade is finished, as it is necessary for me to pursue issues and complaints that provide evidence of the illegal conduct of Consumer Affairs Victoria generally, and Mr Ussher in particular.

I will now advise the Law Institute of Victoria that I must withdraw my candidacy for accreditation as a specialist, and I will focus instead on assisting you in the proper investigation of the false allegations made by Mr Ussher, and my formal complaints against Mr Ussher of professional misconduct, misconduct in public office and criminal blackmail.

Of course, I will require more time in order to gather the necessary evidence and materials, but in the meantime I will deal specifically with the most obvious of Mr Ussher's false claims, namely his assertion that my former lawyer, Mr Tim Dixon "disavowed" or otherwise withdrew his report to me that Mr Ussher had acted unprofessionally and maliciously by threatening to "crush" me and to ruin my business. I will be requesting that you obtain a full written statement from Mr Dixon regarding his having reported Mr Ussher's conduct to me, but first I do need to provide you with background information by way of a series of emails received from Mr Dixon prior to and subsequent to those referred to by Mr Ussher.

In view of the above, would you please consider granting me an extension of today's return date for my response to Mr Russell Daily's letter dated 24 February 2015. The last paragraph of Mr Daily's letter provides for this contingency. An extension to Friday, 20 March 2015 would be very much appreciated.

Many thanks in anticipation of your advice.

Regards,

Peter Mericka B.A., LL.B
Legal Practitioner Director
Lawyers Conveyancing