

## **PRE-ACTION PROTOCOL LETTER (JUDICIAL REVIEW)**

### **Formal Letter Before Claim — Pre-Action Protocol for Judicial Review**

**URGENT — EXTREME SAFEGUARDING RISK — PLEASE LOG IMMEDIATELY  
BY EMAIL ONLY**

Date: 19 November 2025

From:

**Nadia Zahmoul**

Nadia@rosekross.com

To:

**Secretary of State for Justice (Rt Hon David Lammy MP)  
Permanent Secretary — Ministry of Justice  
Chief Executive — HM Courts & Tribunals Service (HMCTS)**

Cc: Justice Select Committee Administrator

## **URGENT PRE-ACTION PROTOCOL LETTER — JUDICIAL REVIEW**

**UNDER NO CIRCUMSTANCES SHOULD PERMISSION BE DETERMINED PRIVATELY ON  
THE PAPERS.**

This is my formal Letter Before Claim under the Pre-Action Protocol for Judicial Review.

### **SECTION 1 — Proposed Claimant**

**Nadia Zahmoul**

Nadia@rosekross.com

### **SECTION 2 — Proposed Defendants**

- 1. Secretary of State for Justice**
- 2. Permanent Secretary, Ministry of Justice**
- 3. Chief Executive, HM Courts & Tribunals Service (HMCTS)**

## **SECTION 3 — Summary of Intended Claim**

This Judicial Review will challenge:

- 1. The failure of HMCTS/MoJ to log, process, safeguard, escalate, or transmit serious criminal evidence submitted between April 2024 and May 2025; and**
- 2. The failure to safeguard and review the Imerman devices (MacBook Pro and Ubuntu computer) containing source-level criminal evidence, resulting in loss of chain of custody and exposure to risk.**

The criminal evidence has been validated and is under active investigation by U.S. IRS:CI.

The safest and least harmful outcome for MoJ/HMCTS is now to resolve this matter by quashing the tainted family court order and restoring my right to a fair, lawful, evidence-based process.

## **SECTION 4 — Factual Background (Condensed)**

### **4.1 Criminal Evidence Submitted to HMCTS/MoJ (April 2024 – May 2025)**

I repeatedly submitted serious criminal evidence, including:

- Three structured **Criminal Referrals (Parts 1–3);**
- SJE Solaris analysis;
- Independent expert Paul Sibenik's analysis;
- BTC cluster tracing and fund-flow mapping;
- Molina prostitution ledgers;
- Notification of the IRS:CI investigation.

None of it was logged, acknowledged, escalated, transmitted, or safeguarded.

## **4.2 Imerman Devices Containing Criminal Evidence**

From 2021 onward, HMCTS/MoJ were repeatedly informed that the Imerman devices contained:

- prostitution ledgers,
- Xero financial records,
- Bitcoin laundering structures,
- criminal-client payment logs,
- blockchain wallet data.

Despite explicit warnings:

- no chain of custody was maintained,
- no forensic review was undertaken,
- no safeguarding steps occurred.

## **4.3 Disability, Safeguarding, and Administrative Silence**

HMCTS/MoJ were repeatedly told of:

- my Autism and PTSD,
- the deterioration triggered by administrative silence,
- safeguarding risks arising from mishandled criminal evidence.

**No reasonable adjustments or safeguarding steps were taken.**

# **SECTION 5 — Legal Grounds**

## **Ground 1 — Failure to Safeguard Criminal Evidence**

HMCTS/MoJ had a non-discretionary duty to preserve, log, escalate, and protect criminal evidence. No such steps were taken.

## **Ground 2 — Failure to Log, Process, or Transmit Criminal Evidence**

All criminal submissions were ignored.

**12 May 2025: criminal evidence transmitted to Parliament, Lords, Cabinet, and Court of Appeal — still no action.**

### **Ground 3 — Procedural Unfairness From Administrative Failures**

The failures prevented safeguarding, prevented review, and caused deterioration of health.

### **Ground 4 — Breach of the Public Sector Equality Duty (PSED)**

My Autism/PTSD and need for adjustments were ignored.

### **Ground 5 — Breach of the Duty of Candour**

No disclosure of internal logs, no chain-of-custody material, no safeguarding documentation.

### **Ground 6 — Failure to Safeguard the Imerman Devices**

HMCTS/MoJ failed to review or preserve devices known to contain criminal evidence.

## **SECTION 6 — Requirement for Oral, Public Permission Hearing**

### **6.1 Absolute Requirement: No Paper Determination**

**UNDER NO CIRCUMSTANCES SHOULD PERMISSION BE DETERMINED PRIVATELY ON THE PAPERS.**

### **6.2 Evidence of Harmful Paper Determination (Court of Appeal 4 Aug 2025)**

The Court of Appeal refused my PTA on the papers, without addressing:

- disability discrimination,
- criminal evidence,
- nondisclosure grounds.

The order was final and non-renewable.

### **6.3 Autism-Based Necessity**

**The CLAAS Autism Assessment (1 July 2025) confirms I require:**

- direct, transparent communication,
- real-time clarification,
- structured, unambiguous processes.

Paper consideration would be unsafe.

### **6.4 Public Interest & Safeguarding**

This JR involves:

- criminal evidence under IRS:CI investigation,
- potential obstruction of justice,
- safeguarding of a disabled litigant.

### **6.5 Formal Request**

I request an urgent public oral permission hearing with transcription.

### **6.6 Request for Rolled-Up Hearing**

I request that permission and substantive JR be heard together urgently.

## **SECTION 7 — Sunlight & Preservation Mechanisms**

### **7.1 Pre-Action Preservation & Candour Notice**

HMCTS/MoJ must immediately preserve:

- all internal emails, logs, and decisions about my submissions,
- all Imerman-related records,
- all chain-of-custody material.

Deletion after service = **obstruction of justice**.

## **7.2 Notification to the Administrative Court Office (ACO)**

A sealed “Notification of Intended Claim” will be sent to ACO.

## **7.3 Safeguarding Brief to ACO**

A safeguarding notice will follow, explaining medical and safety risks.

## **7.4 IRS:CI External Anchor**

The evidence mishandled by HMCTS/MoJ is under active IRS:CI federal investigation.

## **7.5 Request for Early Directions Hearing**

Due to safeguarding and evidence-risk.

## **7.6 Evidence Preservation Orders (Requested)**

All relevant internal and external communications must be preserved.

# **SECTION 8 — Exhibit A (One Exhibit in Sub-Parts)**

## **A-1 — Criminal Referrals (Parts 1–3)**

**A-2 — Conduct Pleadings & Section 25 Statement Extracts (criminal-evidence warnings)**

**A-3 — Imerman Correspondence (22 June 2022 & 25 Feb 2022)**

**A-4 — Autism Assessment Report (1 July 2025)**

**A-5 — Selected Transmission Emails**

## **SECTION 9 — Remedies Sought**

### **9.1 Declaration of Unlawfulness**

For failures to safeguard evidence, process submissions, comply with PSED, and uphold duty of candour.

### **9.2 Mandatory Orders**

Including disclosure of internal records and chain-of-custody reconstruction.

### **9.3 Quashing Relief**

Administrative failures must be quashed.

### **9.4 Costs**

Full costs.

### **9.5 Urgent Listing & Rolled-Up Hearing**

### **9.6 Evidence Preservation Directions**

## **SECTION 10 — Deadline for Response**

A full substantive response is required by 16:00 on Monday 24 November 2025.

Failure to respond will result in immediate JR filing.

## **SECTION 11 — Reply Address**

Email: Nadia@rosekross.com  
(Address withheld for safety)

## **SECTION 12 — Statement of Truth**

I believe the facts stated in this Letter Before Claim are true.

Signed,

*Nadia Zahmoul*

Nadia Zahmoul

19 November 2025