

Dr Brian Doherty,
Chief Executive Officer,
Legal Services Regulatory Authority,
[REDACTED]
Dublin 7.

Your reference: 23/9389

Dear Mr Doherty,

Respecting advice of Mr Paul Comerford of the Legal Services Regulatory Authority (see page 3)

The decision does not impact on
any other legal rights, available to you or prohibit you exercising those rights.

.....my legal advisors I worked with in United Nations have instructed me to write the following.....

Request for access to personal information.-

Pursuant to Article 15 of the General Data Protection Regulation (GDPR) I wish to make a data access request **for a copy of any information** Legal Services Regulatory Authority keep about me, on computer, in manual form or in any other electronic form. I require the following: Please, provide me with full access to my personal data. These will include all hard copy data and all electronic data from which I can be identified, and whether information Legal Services Regulatory Authority keep about me has ever been passed on to anyone else. This request relates to:

- Full contents (together with the manner of filling) of my file(s) with Legal Services Regulatory Authority,
- Data relating to any changes made to the manner in which the file(s) is or are made.
- Please, also confirm who has access to my data (in particular the file) and provide a precise list of when and by whom my data were accessed.

This request relates, particularly, to the content of the correspondence Mr Paul Comerford sent to Mr Leo Fay of Michael J. Kennedy Solicitors. Namely, on first page of his decision Mr Comerford writes (see page 3)

I have written to Mr Leo Fay to advise him of the decision.

It is very important for us to know what Mr Comerford has written to Mr Leo Fay and Article 15 of the General Data Protection Regulation (GDPR) entitles me to that correspondence.

- **Failure to respond to the request, any attempt to produce or producing any data withheld from me is not legally acceptable.**
- **The legislation set up all the circumstances of forming and responding to an individual personal data request and you as expert are very well aware of it.**

The requested documentation is needed for the hearing before the Court of International Public B E C A U S E that court does not acknowledge political influence and political influence is helpless there.

Everyone is free to attend sessions of the Court at this platform.....

www.questforjustice.net

This request will, of course, be published on the foregoing website along with the postal receipt confirming the delivery. Whatever the Legal Services Regulatory Authority respond will be uploaded too. If they ignore the request this website will inform international public...

....that Legal Services Regulatory Authority in Ireland failed to provide the victim with personal information he requested pursuant to article 15 of General Data Protection Regulation and....

....what legal consequences such a failure brings about.

Yours faithfully,

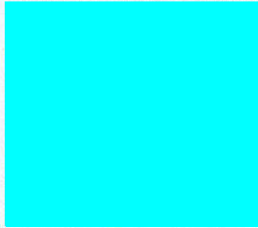


 1st day of December 2023



An tUdarás Rialála
Seirbhísi Dlí
Legal Services
Regulatory Authority

Private and Confidential



08 November 2023

Our Ref: 23/9389

Please quote the reference above in all correspondence to this office and refrain from using staples as all documents received are scanned.

Re: Complaint made to the Legal Services Regulatory Authority (LSRA) against Mr Leo Fay

Dear Mr 

I refer to the above and to previous correspondence on this matter.

I have conducted a preliminary review of your complaint and considered all the documentation provided by you and Mr Leo Fay. Having done so, I have determined that your complaint is inadmissible. This means that the complaint does not meet the criteria set out in the Legal Services Regulation Act 2015 ("the Act"), which would allow us to investigate it. The rationale for this decision is set out on the attached document.

I have written to Mr Leo Fay to advise him of the decision.

The LSRA will take no further action in respect of this complaint. **The decision does not impact on any other legal rights, available to you or prohibit you exercising those rights.**

The LSRA appreciates that you are likely to be disappointed with our decision, but please be assured that your complaint was given full consideration. The Act does not allow for an appeal of the admissibility decision. However, if you are not satisfied with the administrative actions of the LSRA in dealing with your complaint, it is open to you to complain to the Office of the Ombudsman.

The Ombudsman provides an impartial, independent and free service. The role of the Ombudsman is to consider whether a complaint has been dealt with in accordance with the procedures set out in the Legal Services Regulation Act 2015. The Ombudsman cannot examine the actions of the solicitor and it is not an appeal of the admissibility decision but a review of the administrative actions of the LSRA in dealing with your complaint. If you are making a complaint you should provide the Ombudsman with a copy of this decision letter.

The Legal Services Regulatory Authority

Dublin 7

Tel: 

Email: 

L3.7



You can make your complaint online using the complaint form on www.ombudsman.ie
alternatively, you can make your complaint in writing or in person to: Office of the Ombudsman,
Dublin 2, Phone:

Yours sincerely,

Paul Comerford
Complaints and Resolutions Officer



Admissibility

Case Reference: 23/9389

Complainant Name: [REDACTED]

Practitioner Name: Leo Fay

Having conducted a preliminary review for the purposes of section 57 of the Legal Services Regulation Act 2015, I determine the complaint to be inadmissible.

Description of complaint and categorisation

On 9th August 2023 Mr [REDACTED] made the following allegations against Mr William O Connor, a solicitor:

- ‘ They have done nothing ’
- *Raised issues with non-compliance with GDPR*
- *Gave instructions for the case to be closed by end of July 2023*

On the 26th of September Leo Fay provided a reply to the allegations

Point 1

‘ They have done nothing ’

“Mr [REDACTED] initially made contact with us in relation to issues with his employer. The incident arose on the 12th April 2012 and Mr [REDACTED] contacted us approximately 2.5 years after the incident”

....“We wish to point out that that all times the approaches made to the Irish Wheelchair Association were on the basis of seeking to negotiate some form of settlement given that he was outside the time allowed pursuant to the statute of limitations”.

Having reviewed the documentation provided by Mr [REDACTED] it is clear that the Legal Practitioner made efforts to progress this case but was constrained by the requirements of the Statute of Limitations in such matters. Delays caused in progressing the case occurred prior to the involvement of the Legal Practitioner.

Point 2

- *Raised issues with non-compliance with GDPR*



Mr Fay did not address the issue of non-compliance with requirements in relation to GDPR requests.

Issues pertaining to the requirements of Legal Practitioners to comply with GDPR requests fall under the auspices of the Data Protection Commissioners. Any findings of the Data Protection Commissioners should then be forwarded to the LSRA to assist in substantiating complaints. I could not find any reference to any correspondence to or from the Data Protection Commissioners in any of the documentation provided.

Point 3

Gave instructions for the case to be closed by end of July 2023

Mr Fay replied “..I last met Mr [REDACTED] on the day of June 2023 he was very clear he wanted his case closed, which I understand to mean settled by the end of July 2023. His instructions were that if the case could not be closed by that date he would rely upon legal advice that he was receiving from Lawyers whom he became acquainted..

It is clear from the documentation that this instruction was provided by Mr [REDACTED] that he was relying on advice from other lawyers and that certain ultimatums were issued as a result. Once this one month deadline passed and Mr Fay (as he perceived it) didn't “settle” the case. Mr [REDACTED] lodged his complaint to the LSRA. It is far beyond the remit of a Legal Practitioner to solely settle a case with in a month, however a case can be closed where the complainant simply instructs that no further action be made. As such it is the responsibility of the complainant, (in this case Mr [REDACTED]) to close a case by instruction. There is no evidence to suggest that Mr Fay did not follow this instruction.

With regard to admissibility, the following determinations arise from the preliminary review, on the basis of the information and documentation provided.

The Authority is of the opinion that the complaint is without substance or foundation as having completed a review of all of the documentation supplied there is no evidence to support the allegations and there is no reasonable prospect that the complaint can be proven.

Signed: Paul Comerford

Position: Complaints and Resolutions Officer

Date: 8th November 2023

An Post

Retail Receipt

Post Office: [REDACTED]
Date: 01-Dec-2023

Position: [REDACTED]
Time: 14:24:25

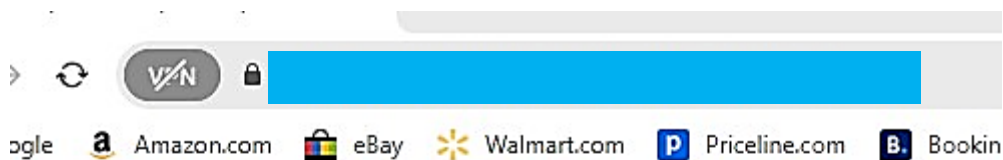
Trans. Ref. ID	[REDACTED]
Destination	Ireland - 26 Counties
Weight (Letter)	0.040 kg
RegisteredPost	9.00 EUR

TRACKING NUMBER RL 515 322 028 IE

No Commercial Value

As there has been no value declared on this item, a maximum insured value of 25 EUR will be payable in the event of a successful claim.

Total Amount Paid	9.00 EUR
Payment Method	VisaDebit



an
post



RL515322028IE

11:03 on 04 December 2023

We delivered your item