



**FIRST-TIER TRIBUNAL
PROPERTY CHAMBER
(RESIDENTIAL PROPERTY)
and
THE COUNTY COURT AT
SOUTHAMPTON**

Case reference : CHI/00MS/LSC/2024/0119

Court Claim no. : K12YX255

Property : Flat 41 Carlton Court, Hulse Road,
Southampton SO15 2JZ

Applicant : Carlton Court Freehold (Southampton)
Limited

Representative : PDC Law
Lindsey.reid-cookpdclaw.co.uk

Respondent : Katerinia Sherrie Wheeldon
wheeldk@gmail.com

Representative : ----

Type of application : Transferred Proceedings from County
Court in relation to service charges and
related

Judge : Regional Judge Whitney

Date of decision : 19 August 2024

DECISION

This is a formal order of the Tribunal which must be complied with by the parties.

The parties must comply with the Statement on Tribunal Rules and Procedure and the Guidance on PDF bundles which are enclosed with these directions (if not already provided).

Communications to the Tribunal MUST be made by email to rpsouthern@justice.gov.uk. All communications must clearly state the Case Number and address of the premises.

Background

1. The Applicant seeks, and following a transfer from the County Court the Tribunal is required to make, a determination of those matters falling within its jurisdiction being service charges and administration fees.
2. The original proceedings were issued in the County Court under Claim No. K12YX255 and were transferred to the Tribunal by District Judge Taylor by order dated 14th June 2024.
3. The Applicant has also claimed contractual costs.
4. The Respondent had filed a Defence.
5. I issued directions listing the matter for a case management hearing. Those directions included a warning that:

If a party or their representative fails to attend or a representative does not have adequate instructions the Tribunal may exercise any and all of its powers under The Tribunal Procedure (First-tier Tribunal) (Property Chamber) Rules 2013 including to strike out a case, bar a party from taking further part or making a costs order.

Decision

6. The Applicant complied and was represented by Solicitor Agent Mr Stonehill. The Respondent did not attend. I am satisfied she was notified using the email address provided.
7. I am satisfied that I should exercise my powers to bar the Respondent from defending those matters before the Tribunal being her liability to pay service charges and administration charges.

8. I find that the Respondent is liable to pay to the Applicant the service charges claimed in the sum of £743.31 and the administration charges claimed of £522 and that such sums are reasonable.