

Subject **Barker, David: housing crisis update**
From d-Wizz <info@d-wizz.com>
To <carver.psychology@icloud.com>
Date 2022-05-13 06:52



Good morning Paul,

Another update.

The Warrant of Possession was served on me last Thursday 05 May 2022. The Department had liaised with the Police to execute it next Monday 16 May. The same day, I filed an application to QCAT requesting that the Warrant be stayed until the appeals process had been completed. This request was refused, I think it was because I did not file an appeal at the same time. Last weekend, I drafted an Affidavit and appeal, which I filed on Monday 9 May. I explained the situation with the Warrant and QCAT assured me it would be dealt with "urgently". When I had not heard anything by lunchtime yesterday, I went back in to QCAT to enquire about progress. Reception staff assured me that the matter was progressing and that a response should be forthcoming before the end of the week. Just a few hours later, QCAT sent an email with an order suspending (not staying) the operation of the Warrant for about one week, and directions for both the Department and I to comply with regarding submissions for the stay application.

The situation at this moment is that I must serve the Department by close of business on Monday 16 May with a copy of the paperwork I filed with QCAT last Monday, together with my supporting reasons why the stay should be granted. The Department may provide a response to this, but if they choose to do so, both QCAT and I must receive it before 4pm on Friday 20 May. QCAT's Appeals Tribunal will make a decision using whatever documents they have received by that time shortly thereafter, but I cannot see them making a decision that late on a Friday, so most likely it will come on Monday 23 May.

The Warrant of Possession does not expire until 6pm on Tuesday 24 May 2022. It is therefore still possible that, if QCAT refuses to grant the stay on Monday 23rd, it could still be executed that day or Tuesday 24th (the Warrant can only be executed between 8am and 6pm on weekdays). If QCAT remains silent until about 4pm on the 24th, the Warrant will most likely expire and a new one will need to be issued, which is not an easy process. The Department may decide it's not worth the effort and drop it, but there's no guarantee.

So, I'm still hanging on by my fingernails, but I'm one step closer to defeating this. I will be carefully crafting my submission over the weekend.

To assist my case, it has been suggested by some that you, as my medical health professional, should add to your letter something similar to what I have drafted below. If you copy and paste it verbatim, please read it carefully first to make sure you agree with it.

I note that the Department of Housing has not contacted me since I restarted sessions with David in January 2021. I find this rather odd, in that it was the Department who compelled David to resume counselling in the first place. Both David and I went along with this request, even though we both considered it unnecessary at the time.

I am very concerned that if David is evicted, it will sever the important social networks he has developed in the local community. These social involvements are an essential pillar of his mental health management strategy. The loss of these connections would be extremely detrimental to David's overall health and wellbeing, and would risk undoing many years of personal development by David, myself and a number of other mentors and counsellors.

David has so far displayed remarkable fortitude considering the magnitude of the situation he is in. I fear for his short-term mental health if this eviction process proceeds and strongly encourage you to do whatever is within your power to keep David in his current accommodation.

Would you please send two copies of this letter:

- One addressed to Leeanne Enoch, Minister for Housing
(communitiesandhousing@ministerial.qld.gov.au)

RE: Opposing eviction of Public Housing Tenant: David Barker

- One addressed "to Whom it may Concern", sent to me for use in my case.

Please also update the date on the bottom of the letter.

Thank you for your assistance and advocacy.

David Barker