

21 October 2015

**Mental Health
Tribunal**



Mr David Crofts
23 Brisbane Street
BERWICK VIC 3806

Statewide UR: 355101

Dear Mr Crofts

NOTICE OF MENTAL HEALTH TRIBUNAL HEARING

The Mental Health Tribunal is an independent tribunal that acts as a safeguard to protect the rights and dignity of people with mental illness.

You are currently on a Treatment Order. The Tribunal will conduct the following hearing regarding your Order under the *Mental Health Act 2014*:

Hearing regarding a treatment order

DETAILS OF YOUR HEARING

Date: 30/10/2015

Method of hearing: In Person

Time: Hearings are generally held between 9:30 am and 5:00 pm.

The Tribunal does not set the time of your hearing. Your mental health service will allocate a hearing start time.

The Tribunal always tries to start hearings at the time allocated, but sometimes delays may occur.

Please contact your mental health service to find out what time your hearing will start:

Casey Hospital: (03) 9792 7519

Where: Your hearing will be held at:

Casey Hospital
Southern AMHS 62 - 70 Kangan Avenue
Berwick VIC 3806

**Do you need an
interpreter?**



If you require an interpreter at your hearing, please telephone the Tribunal on (03) 9032 3222 to arrange one. The Tribunal will arrange an interpreter on your behalf with no cost to you.

If you need an interpreter to help you make other enquiries, please call the Translating and Interpreting Service, which is a free service, on 13 14 50.

**Do you have to attend
the hearing?**

The Tribunal encourages you to attend the hearing to discuss your treatment and future care. You can use the enclosed form *Your report to the Mental Health Tribunal – for patients and their carers/ nominated persons* to help you prepare for the hearing.

If you do not attend, the Tribunal will most likely make a decision in your absence.

From: David Crofts [<mailto:david.crofts@gmail.com>]

Sent: Friday, 30 October 2015 01:18 PM

To: mht@dhhs.vic.gov.au

Cc: Marketa.Silhar@dhhs.vic.gov.au

Subject: My MHT Hearing dated 30 October 2015 !!!!

Dear Sir/Madam,

In my hearing the MHT effectively made the determination that their treatment order should remain in place !!!!

Please provide me with a statement of reasons document justifying this determination !!!!

Sincerely,

David Crofts.

P.S.

As the MHT has set itself up as the ultimate authority on all things psychiatric,
it should have no problems validating the treatment from my tormenting psychiatrists !!!!

I expect an objective explanation of why you believe this tormenting should continue !!!!

I understand that you have 20 business days in which to comply !!!!

From: Lynda.Stewart@dhhs.vic.gov.au [<mailto:Lynda.Stewart@dhhs.vic.gov.au>] **On Behalf Of** mht@dhhs.vic.gov.au

Sent: Friday, 30 October 2015 04:07 PM

To: David Crofts

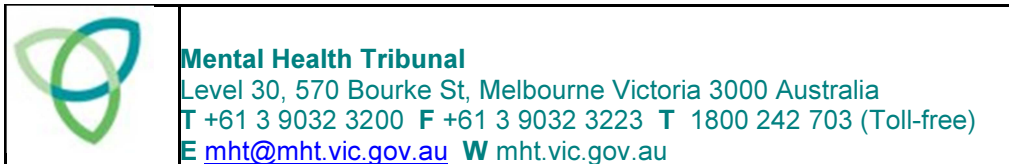
Subject: Acknowledgement of request for statement of reasons

Good afternoon David

Your request for statement of reasons has been received and processed.

Regards

Lynda



[deleted by Lynda Stewart/HeadOffice/DHS attachment "2015.10.21_LETTER.pdf"]

This email contains confidential information intended only for the person named above and may be subject to legal privilege. If you are not the intended recipient, any disclosure, copying or use of this information is prohibited. The Department provides no guarantee that this communication is free of virus or that it has not been intercepted or interfered with. If you have received this email in error or have any other concerns regarding its transmission, please notify Postmaster@dhs.vic.gov.au

From: David Crofts [<mailto:david.crofts@gmail.com>]

Sent: Saturday, 31 October 2015 12:11 AM

To: mht@dhhs.vic.gov.au

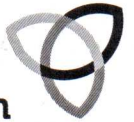
Cc: Marketa.Silhar@dhhs.vic.gov.au

Subject: RE: Acknowledgement of request for statement of reasons

Dr Abhijit Bidwai in a report dated 26/10/2015 detailed to you all the objective factors necessary to continue my certification under the mental health act after 04/09/2015 !!!!

It is **not** acceptable to simply state the relevant criterion are still met without an objective explanation as to why he still believes this to be so !!!!

At a bare minimum your statement of reasons should be a simple reflection of these objective explanations !!!!



4 November 2015

Mr David Crofts
23 Brisbane Street
BERWICK VIC 3806

Dear Mr Crofts

MENTAL HEALTH TRIBUNAL DETERMINATION

On 30/10/2015, the Tribunal conducted the following hearing:

Hearing regarding a treatment order

A copy of the Tribunal's Determination and/or Order made at the hearing is enclosed.

Jan Dundon
Principal Registrar

Patient's UR number: 355101

Mental Health
Tribunal



STRIKE OUT ORDER

Tribunal sitting at: Casey Hospital

Patient: Mr David Crofts

The hearing was conducted to determine (insert hearing type):

Hearing regarding an application to revoke

On 19/10/15, Mr David Crofts (name of applicant) made an application to the Tribunal for the revocation of a treatment order

The applicant has failed to appear at the hearing to make submissions regarding their application. Pursuant to section 188(3) of the *Mental Health Act 2014* the Tribunal strikes out the proceeding.

Dated: 30/10/15

Emma Montgomery
Legal Member
Emma Montgomery

B Mather
*Psychiatrist Member
*Reg Medical Prac Member

Liz Galdis
Community Member
LIZ GALDIS

[Members to print their names underneath their signatures]

* Tribunal to strike out if not applicable

Strike Out Order

MHT 27

From: David Crofts [<mailto:david.crofts@gmail.com>]
Sent: Thursday, 05 November 2015 04:15 PM
To: mht@dhhs.vic.gov.au
Cc: Marketa.Silhar@dhhs.vic.gov.au; Emma.Montgomery@dhhs.vic.gov.au
Subject: Emailing: 2015.10.30_My_APPEAL.pdf

Dear Sir/Madam,

It is self-evident from your actions that you believe all the criterion necessary for my certification under the mental health act to be still met !!!!

Clearly; anyone who knows their own mind; knows the reasons for their beliefs !!!!

Clearly; it is **un-acceptable** to simply surrender to the medical profession, and take their statements on pure faith !!!!

If you study the previous emails in this exchange; you will realize the laws of logic imply, all you have to do, to satisfy your logically and legally indicated requirement to provide a written statement of reasons; is to **validate** and then **reflect** the objective explanations that Dr Abhijit Bidwai was logically and legally required to put in his report to you of 26/10/2015 !!!!

If you find any one of his objective explanations to be **in-valid** you must revoke my treatment order as you have in-sufficient grounds on which to make out a valid case against me !!!!

I will then notify AHPRA that his conduct has breached the mental health act and attempt to get him disciplined by making him appear before a professional standards panel !!!!

Sincerely,

David Crofts.

P.S.

Please note that I am exercising my right as granted to me under the mental health act to receive a written statement of reasons concerning the decisions, self-evident or otherwise, made by the MHT in my hearing of 30/10/2015 !!!!

From: David Crofts [<mailto:david.crofts@gmail.com>]

Sent: Thursday, 05 November 2015 10:00 PM

To: mht@dhhs.vic.gov.au

Cc: Marketa.Silhar@dhhs.vic.gov.au; Emma.Montgomery@dhhs.vic.gov.au

Subject: Emailing: 2015.10.30_My_APPEAL.pdf

Dear Sir/Madam,

When it comes to “striking-out-proceedings” through “the-lack-of-any-fresh-evidence”; clearly, it’s “the-most-important-proceedings” that should be “the-ones-getting-struck-out” first !!!!

The so called “evidence-against-me” is clearly “too-old” and “it-should-be-considered” that “I-have-already-done-my-time” for “my-supposed-mentally-illegal” crime !!!!

“The-next-time-I-appeal-and-don’t-turn-up”; “if-anything-is-going-to-get-struck-out”; “I-expect-it-to-be-my-treatment-order” !!!!

Sincerely,

David Crofts.

P.S.

You should “strike-off” the @\$% who originally “made-out” my @\$% “treatment-order” too !!!!

From: David Crofts [<mailto:david.crofts@gmail.com>]
Sent: Friday, 06 November 2015 01:00 PM
To: mht@dhhs.vic.gov.au
Cc: Marketa.Silhar@dhhs.vic.gov.au; Emma.Montgomery@dhhs.vic.gov.au
Subject: Emailing: 2015.10.30_My_APPEAL.pdf

Dear Sir/Madam,

As you refuse to accept that “one’s-medical-records-expire-with-time”, all you seem to be offering is the opportunity to “magically-provide-compelling-new-medical-evidence” which “convincingly-contradicts-my-pre-existing-medical-history” !!!!

This idea of yours, appeals to me, as you believe “all-things-medical-are-open-to-overruling” and there is “no-truth-to-be-found-in-medicine” !!!!

Sincerely,

David Crofts.

P.S.

This idea of yours is “bullshit” though, because “it-is-impossible-to-magically-respond-to-a-doctor-who-understands-one’s-response-to-be-a-function-of-one’s-medical-history” !!!!

From: Grace Horzitski [<mailto:Grace.Horzitski@dhhs.vic.gov.au>] **On Behalf Of** mht@dhhs.vic.gov.au
Sent: Monday, 9 November 2015 10:01 AM
To: David Crofts
Subject: Re: My MHT Hearing dated 30 October 2015 !!!!

Dear Mr Crofts

Please find attached correspondence from the Tribunal in relation to your request for a statement of reasons regarding your hearing on 30 October.

Regards
Grace



Mental Health Tribunal

Level 30, 570 Bourke St, Melbourne Victoria 3000 Australia
T +61 3 9032 3200 F +61 3 9032 3223 T 1800 242 703 (Toll-free)
E mht@mht.vic.gov.au W mht.vic.gov.au

[attachment "2015.10.21_LETTER.pdf" deleted by Grace Horzitski/HeadOffice/DHS]

This email contains confidential information intended only for the person named above and may be subject to legal privilege. If you are not the intended recipient, any disclosure, copying or use of this information is prohibited. The Department provides no guarantee that this communication is free of virus or that it has not been intercepted or interfered with. If you have received this email in error or have any other concerns regarding its transmission, please notify Postmaster@dhs.vic.gov.au



Mental Health Tribunal

Level 30
570 Bourke St, Melbourne
Victoria 3000 Australia

T +61 3 8601 5270
F +61 3 8601 5299
T 1800 242 703 (Toll-free)
E mhrb@health.vic.gov.au
W mhrb.vic.gov.au

9 November 2014

Mr David Crofts
23 Brisbane Street
BERWICK VIC 3806

via email: david.crofts@gmail.com

Dear Mr Crofts,

Mental Health Tribunal hearing on 30 October 2015

On 19 October 2015 you made an application to revoke the Community Treatment Order that was made by the Tribunal on 4 September for 52 weeks, expiring on 1 September 2016.

In response to your application, the Tribunal listed a hearing at Casey Hospital on 30 October 2015.

Section 188(3) of the Act provides that the Tribunal may make an order summarily striking out a proceeding if the applicant fails to appear.

As you did not attend the hearing on 30 October to make submissions regarding your application for revocation of the Treatment Order, the Tribunal made an order striking out the proceeding. This had the effect of cancelling the hearing and your application for revocation.

The current Treatment Order remains in place until 1 September 2016, unless it is revoked by an authorised psychiatrist or the Tribunal. You have a right to make a further application to revoke the Treatment Order.

Yours sincerely,

Grace Horzitski
Legal Officer

From: David Crofts [<mailto:david.crofts@gmail.com>]

Sent: Monday, 09 November 2015 12:45 PM

To: Grace.Horzitski@dhhs.vic.gov.au

Cc: Marketa.Silhar@dhhs.vic.gov.au; Emma.Montgomery@dhhs.vic.gov.au; mht@dhhs.vic.gov.au

Subject: Emailing: 2015.10.30_My_APPEAL.pdf

Dear Madam,

Your attached document indicates that you have simply refused to comply with hard logic !!!!

I have made a case in hard logic which indicates that you simply must comply with my request or no longer consider yourself to be a valid office !!!!

You simply leave me with no alternative but to justly call you a pack of useless @\$%'s and re-issued my request !!!!

Sincerely,

David Crofts.

P.S.

@#\$% YOU !!!!

My nails in hard logic have been re-hammered for your re-consideration !!!!

From: David Crofts [<mailto:david.crofts@gmail.com>]

Sent: Monday, 09 November 2015 02:02 PM

To: martin.foley@parliament.vic.gov.au

Cc: mht@dhhs.vic.gov.au

Subject: Emailing: 2015.10.30_My_APPEAL.pdf

Minister for Mental Health

The Hon. Martin Foley MP

Dear Minister,

The function of the Mental Health Tribunal is to validate the treatment of the authorized psychiatrist !!!!

They struck out my attempt to make them perform this dedicated function !!!!

Dr Abhijit Bidwai's report dated 26/10/2015 contained objective explanations of why my certification should continue !!!!

They refused to validate these and then reflect them back to me !!!!

I insist that you respond with a statement promising that you will attempt to right these clear wrongs !!!!

Sincerely,

David Crofts.

From: David Crofts [mailto:david.crofts@gmail.com]
Sent: Wednesday, 11 November 2015 06:24 PM
To: mht@dhhs.vic.gov.au
Cc: Grace.Horzitski@dhhs.vic.gov.au
Subject: RE: My MHT Hearing dated 30 October 2015 !!!!

Saying you are legally authorized to strike my application out in no way functions as a statement of reasons !!!!