

IN THE SUPREME COURT OF NEW ZEALAND

SC 103/2011  
[2011] NZSC 119

BETWEEN

VINCENT ROSS SIEMER  
Applicant

AND

MICHAEL PETER STIASSNY AND  
KORDA MENTHA  
Respondents

Court: Blanchard, Tipping and McGrath JJ

Counsel: Applicant in person  
P J L Hunt for Respondents

Judgment: 3 October 2011

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JUDGMENT OF THE COURT

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**The application for leave to appeal is dismissed with costs of \$2,500 to the respondents.**

**REASONS**

[1] The Court of Appeal, in agreement with the High Court, considered that Mr Siemer's application was an abuse of process and struck out his appeal<sup>1</sup> against the High Court's order striking out his application to vary, set aside or rescind the permanent injunction against him.<sup>2</sup> Mr Siemer seeks leave to appeal to this Court. His submissions provide no basis whatever for the further appeal, nor for this Court to order the Court of Appeal to provide a transcript of the hearing in that Court. The applications to the courts below were plainly an attempt to relitigate a matter already conclusively determined against Mr Siemer. They were an abuse of process, as is the present application to this Court.

Solicitors:  
McElroys, Auckland for Respondents

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<sup>1</sup> *Siemer v Stiassny* [2011] NZCA 466.

<sup>2</sup> *Korda Mentha v Siemer* HC Auckland CIV-2005-404-1808, 17 March 2011.