

Message

From: Parsons, Andrew [GRO]
Sent: 27/11/2016 09:42:05
To: Anthony de Garr Robinson [GRO]; Owain Draper [GRO]
CC: Prime, Amy [GRO]; Lukas, Elisa [GRO]
Subject: FW: Letter to Freeths - legally privileged [BD-4A.FID26896945]
Attachments: Letter of Response.pdf; _DOC_34430591(1)_Response to Letter of Reply_ 27 November 2016.DOCX; _DOC_34430996(2)_064.Bates.our proposed GLO (2).DOCX

Tony – FYI below.

Rod has gone through the remote access section. The content is broadly the same. He has re-ordered the structure (which I like a lot) and toned down the "mea culpa" (but I think this still works). The call tomorrow at 5pm will focus on this section so no need to re-review the whole letter.

I've also attached the latest draft of our version of the GLO – just for your records, no need to review. This incorporates the changes we discussed on Friday.

Kind regards
Andy

Andrew Parsons
Partner
Bond Dickinson LLP

Bond Dickinson

Direct: [GRO]
Mobile: [GRO]
Office: [GRO]
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From: Parsons, Andrew
Sent: 27 November 2016 09:38
To: Jane MacLeod; 'Rodric Williams'; Mark Underwood1 [GRO]; Patrick Bourke [GRO]; Rob Houghton; 'Thomas P Moran'
Cc: Prime, Amy; Lukas, Elisa
Subject: Letter to Freeths - legally privileged [BD-4A.FID26896945]

All

Please find attached a draft Letter to Freeths in response to their last substantive letter (copy also attached). This incorporates comments from Tony and Rod.

The majority of this letter addresses legal and procedural points. The key substantive area is section 9 on Remote Access (in particular, **Rob**, I'd be really grateful if you could review this section).

Following feedback from Deloitte, we cannot definitively say that PO (as distinct from FJ) never had the ability to change Horizon data because Deloitte and the current staff at FJ just don't have enough knowledge of Old Horizon to confirm this. This was a point made in an early draft but it has now been removed.

We have (I hope) now found a formulation of words that avoids having to overtly throw FJ to the wolves and avoids any risk of waiving privilege in any documents, but still gives us a fair story to tell. We have also toned down the admissions of making incorrect statements, though they are still there. I hope this might make it easier to get this letter cleared through GE and FJ.

We have a call scheduled for 5pm tomorrow with Tony which we can use to run through any comments. Comments by email before then are also welcomed.

The final version of the letter will be thoroughly proof read before sending so please ignore any typos.

Kind regards
Andy