

Message

**From:** Thomas Cooper; [REDACTED] **GRO**  
**on behalf of** Thomas Cooper; [REDACTED]  
**Sent:** 23/05/2019 15:44:04  
**To:** Alisdair Cameron; [REDACTED] **GRO**; Tim Parker; [REDACTED] **GRO**; Ben Foat  
[REDACTED] **GRO**  
**Subject:** Re: Group Litigation- Legally Privileged - Highly Confidential

Ben

Is this embargoed?

Tom

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**From:** Alisdair Cameron; [REDACTED] **GRO**  
**Sent:** Thursday, May 23, 2019 4:36 pm  
**To:** Thomas Cooper; Tim Parker; Ben Foat  
**Subject:** FW: Group Litigation- Legally Privileged - Highly Confidential

Please see Ben's note below and another bleak day. He will do a fuller note at the end of court proceedings but I wanted to give the two of you the earliest update – and Tom as discussed you will make sure that BEIS and Kelly are aware.

Thanks Al



**Al Cameron**  
**Interim Chief Executive**

20 Finsbury Street  
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EC2Y 9AQ

[REDACTED] **GRO**

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**From:** Ben Foat [GRO]  
**Sent:** 23 May 2019 14:23  
**To:** Alisdair Cameron [GRO]  
**Subject:** Group Litigation- Legally Privileged - Highly Confidential

Hi Al

Just writing from the Court, Fraser J has unsurprisingly refused permission to appeal but perhaps more surprisingly will be allowing a cost order. After lunch, he will consider the basis of the costs order. The reason for making an order is that he wanted to exercise his discretion given the ultimate determination for claimants would not be until mid 2020. He took the view that although the action is not over (and therefore not determined) the common issue trial and what the contract means is over. We will find out the basis of the costs after lunch and then HSF and I are meeting Helen Davies QC later this afternoon. The relationship between Fraser and Cavanagh was strained at times. From what I saw told today a new QC will be needed for the remaining trials and Court of Appeal although we need to retain the corporate memory of Cavanagh in another way.

The concern (other than the obvious from the above) is that he will be publishing reasons which may again be another platform to comment adversely against Post Office.

Next steps:

1. Seek permission to Appeal (substantive appeal and costs potentially) to Court of Appeal ;
2. Resumption of the Horizon trial will continue

I will update you properly after today but thought you might appreciate the heads up.

Kind regards

Ben Foat  
Legal Director  
Post Office Limited

[GRO]