

Stephen Dilley

From: Stephen Dilley
Sent: 09 November 2006 09:29
To: 'Richard Morgan'
Cc: Tom Beezer; Thomas Bourne
Subject: Week 42 query and £3,500 point - P.O -v- Castleton
Attachments: 6825.anal.doc; eCopy scanned document.pdf

Dear Richard,

I refer to my earlier email of this morning and attach for ease of reference a further copy of my 6 September email covering Castleton's £3,500 point. The simple explanation is that Mr Castleton has misinterpreted the figures for that week which is why he mistakenly thought there was no loss.

In Rowe Cohen's letter dated 25 July (copy attached) they are basically saying that Mr Castleton has compared the transaction logs with the cash accounts for week 42 themselves (just for an initial analysis) and that they don't match. They conclude that Horizon is therefore only recording half the transaction.

The P.O asked Fujitsu to look at this and I attach a further copy of their report (not disclosed to Castleton).

Rowe Cohen say that the figure of cash and stock carried over from Week 41 was £92,374.74. I discussed the 25 July letter with Mark Turner on 8 September. He had the cash accounts for Weeks 41 and 42 in front of him and I showed him that the figure actually carried forward from Week 41 was actually £54,170.02 for the cash and stock. I referred him to Page 2 of cash account for Week 41 and explained that is the figure carried forward to Week 42 because that is the cash and stock at the end of Week 41 - it says at the top of that page that it is week ending 7 January 2004. I said that the calculations Mr Castleton had carried out as set out in their 25 July letter were therefore inaccurate. Mr Castleton was mixing up his figures and I therefore queried the validity of his analysis. The sum of £92,374.74 is the cash, stock etc. carried forward from Week 42 to 43 and I referred him to Page 2 of the cash account for Week 42 for that information.

I also said to him that we really weren't sure what Mr Castleton had done by way of a manual reconciliation but that I wanted to explain to him why Mr Castleton had been inaccurate before he instructed his expert, so that his expert didn't go down the same wrong route. He said that he had thought that he had accurately set out what his client's case was in that regard but he needed now to go back to his client to check that his client is comparing the right weeks, but he understands what I was trying to say to him.

Hope this is helpful for the negotiations.

Kind regards.

Stephen Dilley
Solicitor
for and on behalf of Bond Pearce LLP
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From: Stephen Dilley
Sent: 06 September 2006 17:06
To: 'rmorgan' GRO
Cc: Tom Beezer
Subject: FW: PO request

Dear Richard,

You will recall that at conference we discussed a letter from Mr C's solicitors re cash account week 42 (copy attached for ease of ref). The P.O asked Fujitsu to look at the allegations and prepare an analysis (copy attached). 1 or both of the people who prepared the analysis(anne chambers and gareth jenkins) will be witnesses of fact in the case. The P.O will pay fujitsu for the analysis (my understanding is the P.O has a contract to pay fujitsu for this sort of thing).

My question to you is whether we should disclose the Fujitsu analysis? I think it would be helpful because it suggests Castleton is barking up the wrong tree.

Kind regards. Stephen

From: Pinder Brian [mailto: GRO]
Sent: 06 September 2006 14:09
To: Stephen Dilley
Cc: Sewell Peter (FEL01)
Subject: FW: PO request

Stephen

Apologies, and revised copy below.

Regds Brian

Subject: RE: PO request

Brian,

Anne has pointed out a serious Typo (Receipts instead of Payments). Thanks Anne!

Updated version attached.

Sorry to mess you about.

Regards

Gareth