

Thomas Penny

From: hugh.flemington [REDACTED] **GRO**
Sent: 03 February 2010 18:44
To: Jones David M; Thomas Penny; Wilkerson Guy
Cc: jarnail.a.singh [REDACTED] **GRO**
Subject: Re: FW: WEST BYFLEET ISSUES



Thanks David
Jarnail is the criminal lawyer dealing with it at this end.
Kind regards
Hugh

----- Original Message -----
From: "Jones David M" [REDACTED] **GRO**
Sent: 03/02/2010 18:41 GMT
To: "Thomas Penny" [REDACTED] **GRO** Hugh Flemington; "Wilkerson Guy"
Subject: RE: FW: WEST BYFLEET ISSUES

I am in Court tomorrow but will be available at breaks etc.
If you need me please call my mobile or send me a text

David

David M Jones, Head of Legal
UK Private Sector Division

FUJITSU
Mob: [REDACTED] **GRO**
E-mail: [REDACTED] **GRO**

-----Original Message-----
From: Thomas Penny
Sent: 03 February 2010 15:12
To: hugh.flemington [REDACTED] Jones David M
Cc: Wilkerson Guy
Subject: RE: FW: WEST BYFLEET ISSUES

Hugh

Mark Dinsdale is the Security Team Manager in Salford.

Kind regards
Penny

Penny Thomas
Security Analyst, Customer Services
Fujitsu Services Retail & Royal Mail Group Account Lovelace Road, Bracknell, Berks
RG12 8SN

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-----Original Message-----

From: [hugh.flemington](#) [REDACTED] GRO
[REDACTED]
[REDACTED] GRO

Sent: 03 February 2010 15:06
To: Jones David M
Cc: Wilkerson Guy; Thomas Penny
Subject: Re: FW: WEST BYFLEET ISSUES

Thank you
Stupid question - who at Pol is the contact on this plse?

|-----+----->
| | "Jones David M"
| | <David.Jones [REDACTED] GRO
| | [REDACTED]
| | GRO
| | 03/02/2010 14:48
|-----+----->

|-----+-----|
| | To: <Hugh.flemington [REDACTED] GRO
| | cc: "Wilkerson Guy" <[REDACTED] GRO
"Thomas Penny" [REDACTED] GRO
| | Subject: FW: WEST BYFLEET ISSUES
|-----+-----|

Hugh

Please see attached FYI.

Fujitsu is very keen to try and help POL with this matter and provide information to respond to the Defence request. Please let me know if I can help in any way.

Guy is the Commercial person responsible for the contractual aspects of providing this work to POL under our contract and Penny is pulling together the inputs on our service and the applications.

Please do not hesitate to contact me if I can assist in any way.

Best wishes

David

David M Jones, Head of Legal
UK Private Sector Division

FUJITSU
Mob: [REDACTED] GRO
E-mail: [david.jonesm](#) [REDACTED] GRO

From: Jones David M

Sent: 03 February 2010 11:42
To: Thomas Penny; Wilkerson Guy
Cc: Keeling David; Lillywhite Tom; Williams Roger; Roberts David (LON22)
Subject: RE: WEST BYFLEET ISSUES
Importance: High

Penny / Guy

I have now looked at this - both at the background and the specific information requested by the Defence Expert.

It is for POL to decide what they want us to do to support the prosecution as although there is no "property" in a witness we are engaged to support POL contractually and will need them to cover the work involved. We should ask POL (and via them their counsel) to confirm that they want us to do the work requested and whether they want us to provide -

1. Access to the appropriate person with whom I can discuss how to access an unencrypted version of the transaction files held on the sub-post office terminals related to the Hosi case.
2. Access to the appropriate person with whom I can discuss the structure of the transaction files, the mechanisms by which they are synchronized with the central system and the records held centrally.
3. An unencrypted copy of full transaction log of the sub-post office terminals related to the Hosi case.
4. An unencrypted copy of the corresponding records held by the central system

We need to explain what can be done and the time scales and costs involved and then Guy can put in place an ATP to cover the work involved. If this work cannot be done in the timescales ordered by the court then we need to tell POL and its counsel so that they can apply to court for more time.

We need an ATP and or specific authority not just to cover our costs involved but to ensure that any disclosure and work have POL's approval.

POL and its counsel must also agree how we provide any access to our people for the Defence expert and who is also present and how the exchanges are recorded and minuted.

Any access must be subject to confidentiality agreement or a release from POL - our standard NDA will need amending if we are going down this route.

All access should be joint with a suitable POL person in attendance so that issues that arise from their requirements can be dealt with by POL and not us.

If necessary please feel free to forward this note to POL.

Best wishes

David

David M Jones, Head of Legal
UK Private Sector Division

FUJITSU
Mob: GRO
E-mail: david.jonesm GRO

From: Thomas Penny
Sent: 03 February 2010 10:40
To: Jones David M
Cc: Keeling David; Lillywhite Tom
Subject: FW: WEST, BYFLEET ISSUES
Importance: High

David

Please find below the list of questions asked of our expert witness.
Attachments are:-

9c15.misra - 2nd interim technical expert's report 19.11.09 - defence's expert accountant's report - comments requested
0202.Gareth - West Byfleet Final - Gareth's (Fujitsu expert) responses to the defence's expert accountant's report
143.rtf - Eleanor Nixon's statement - comments requested

In addition, and to present the whole picture for West Byfleet, a witness statement prepared by Andy Dunks covering helpdesk calls for the outlet during the period 30 June 2005 to 31 December 2009 has already been returned to Post Office Ltd - WS West Byfleet 126023

Also looming is the Post Office Ltd prosecution relating to the outlet Porters Avenue. The attached collection of notes - Porters Avenue Issues - are also relevant.

As explained in my previous note the urgency here is that during the pre-court hearing for West Byfleet on Monday 1 February the judge ordered that all the defence requests for further information be answered by 4pm on Monday 8 February.

Kind regards
Penny

Penny

I have just spoken to the solicitor dealing with this case. The question raised by our barrister in his advice states with regards the Eleanor Nixon statement is as follows,

" The witness statement does not reveal a problem with Horizon's reliability but rather a mistake that can easily be made with the layout of the screen. It may be that the alleged layout problem is something which Fujitsu are aware of and has been rectified. A copy of Mrs Nixon's statement should be forwarded to Fujitsu for their comments. It should also be straightforward to ascertain whether or not Mrs Misra was falling into the trap identified by Mrs Nixon. The error described would presumably create a cash shortage matched by an equal surplus elsewhere".

A response to this question by Fujitsu would be appreciated, however brief.

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