

Thomas Penny

From: Jenkins Gareth GI
Sent: 12 May 2010 11:41
To: Thomas Penny
Subject: FW: Porters Avenue SPSO - HOSI - Expert Witness
Attachments: pic31796.jpg


pic31796.jpg (49 KB)

Penny,



FYI

Regards

Gareth

Gareth Jenkins
Distinguished Engineer
Applications Architect
Royal Mail Group Account

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Tel: **GRO** Internal: **GRO**
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-----Original Message-----

From: lisa.allen **GRO**
Sent: 12 May 2010 11:13
To: Jenkins Gareth GI
Subject: RE: Porters Avenue SPSO - HOSI - Expert Witness

Gareth

The defence are having to put forward a Section 8 application outlining a skeleton argument why they require all of the data - which should have been received by 4 o'clock yesterday. That has not been received and we were assured it would have been here first thing this morning - it is still not here. We are not sure why they are bringing along their expert witness and what questions he may have which is why we cannot give you advance notice. Once the Section 8 has been received we may have an idea as to what they may be asking and whether they are still going ahead with their request.

If they decide that their expert witness will not be required then obviously you will not be needed either.

I will let you know as soon as the Section 8 has been received or if it is not being pursued. It maybe wishful thinking on my part but the delay maybe due to a change of plea!

Sorry for the inconvenience just before your leave.

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-----+----->
| "Jenkins Gareth GI" |
| **GRO** |
|-----|
| 11/05/2010 08:42 |
|-----+----->

>-----+-----|
|
| To: <lisa.allen> **GRO**
| cc: "Thomas Penny" <Penny.Thomas> **GRO**
| Subject: RE: Porters Avenue SPSO - HOSI - Expert Witness
|
|-----+-----|

Lisa,

I thought it simplest to get in touch with you directly.

Firstly, I am available on Friday if I really am needed, though I could do without a day out in London just before I go on leave! However I am not available the following week when I understand the actual trial is on. I understand that the case is at Snaresbrook Crown Court (and I've found out where it is and how to get there) but that the actual time is unknown until sometime on Thursday.

I'm still not clear why I'm being asked to go to court for the pre-trial hearing. From your email below it sounds like it is purely a question of how many months of data to retrieve for the defence to analyse. I agree that generating 10 months worth seems a lot and unnecessary, but I don't see that it needs a Technical expert such as myself to say that. What I would say is that if snapshots are taken they should cover two BTSSs so that a complete Trading Period (one at the beginning and one at the end) are available since it is at TP rollover that we ensure that the System accounts align with the declarations, and this would best illustrate what you have claimed is going on. However is it really worth arguing about? Isn't it simplest just to give them the 10 months of data rather than waste time arguing about it?

However there is a possible implication in the email below that the Defence have asked for me to be present so as to ask me undisclosed questions. Is that the case? Is that allowed? I'm not very happy about the idea of "going in blind" and don't want to appear not to know what I'm talking about (which seems a distinct danger to me at the moment).

Please can I have a copy of the Expert Witness report. As you may know I've had discussions with Charles McLachlan on the West Byfleet case. He seemed fairly happy there that there was nothing amiss with Horizon and is now trying to dig in other directions.

Regards

Gareth

Gareth Jenkins

Distinguished Engineer
Applications Architect
Royal Mail Group Account

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

From: Thomas Penny
Sent: 07 May 2010 17:47
To: Jenkins Gareth GI
Subject: FW: Porters Avenue SPSO - HOSI - Expert Witness

Gareth

More detail here for you.

Penny

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

From: lisa.allen [REDACTED] GRO
Sent: 07 May 2010 17:12
To: Thomas Penny
Cc: Post_Office_Security [REDACTED] GRO juliet.mcfarlane [REDACTED] GRO
Subject: RE: Porters Avenue SPSO - HOSI - Expert Witness

Penny

I'm very well thank you - I hope you're okay.

In summary this case is related to theft/false accounting over a period of
about 10 months. Mr Hosi admitted at interview that when he balanced he
would enter the amount of cash shown on his snapshot/trial balance in order
to show a clear balance. He would then roll over and re-enter the actual
cash on hand which would be a lot lower - gradually building up to a loss
of f72k.

There is nothing Gareth needs to review about this case. The defence are
requesting 10 months worth of data and I have suggested that we provide 3
months. A period at the start of the fraud, in the middle and at the end.
The defendant has admitted to False Accounting at interview (although he
pledged 'not guilty') but denied the theft. We are aware of what he did and
how he did it - he told us. Therefore I do not see why such a vast amount
of data is required as each month will be the same. Having received all the
data requested for the case of MISRA (West Byfleet) I think they think it
is their right to have the same in this case. I have said that the data is
available but will be at their cost - hence the request for the quote.

As regard to the questions for Gareth they have not mentioned anything in
particular so I'm not sure of what questions they will ask. It maybe that
they are going to get their expert witness to say why all the data is
needed and we need Gareth to say that a sample will be sufficient. I have

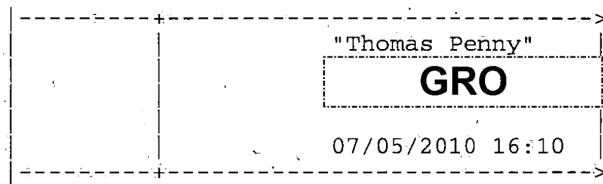
sent in a copy of the expert witness report from McLaughlin to Phil Budd on Tuesday which I think a guy called David Harrison has got. Are you able to get this from him or shall I send another copy?

The trial is due to start on Monday 17th May but on Friday the court will decide what data should be provided if any. If the court makes an order that data is to be provided then the trial will be put off again. We will not know until Thursday afternoon what time the hearing will be on Friday. I will call you if that's okay to let you know.

If Gareth wants to contact me direct my number is **GRO**

Have a good weekend.

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To: <Post_Office_Security> **GRO**
cc: <lisa.allen> **GRO**
Subject: RE: Porters Avenue SPSO - HOSI - Expert Witness

Thanks Jane.

Lisa - I hope all is well with you. We have some questions:-

Can you give us more detail on the questions Gareth is going to be asked? Is he contesting something that McLaughlan has provided? Can you forward his statement?

We have produced transaction logs - is there anything particular Gareth needs to review?

Is this the actual trial?

Gareth may have other questions next week; I will be in touch if he has.

I'd be grateful for your prompt response on this.

Kind regards
Penny

Penny Thomas
Security Analyst, Customer Services
Fujitsu Services Retail & Royal Mail Group Account
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From: jane.m.owen [REDACTED] **GRO** [mailto:jane.m.owen [REDACTED] **GRO**]
On Behalf Of Post_Office_Security [REDACTED] **GRO**
Sent: 07 May 2010 15:32
To: Thomas Penny
Subject: Porters Avenue SPSO - HOSI - Expert Witness

Penny

As discussed earlier - please see below a formal request from Lisa

Regards

Jane

Jane Owen
Security Team Advisor
Post Office Ltd
3rd Floor, Clippers House
Clippers Quay
Salford
M50 3NW

Tel: [REDACTED]
Fax: [REDACTED] **GRO**

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----- Forwarded by Jane M Owen/e/POSTOFFICE on
07/05/2010
15:31:02 -----

Lisa Allen

To: Post Office
Security@POSTOFFICE
07/05/2010 14:53
McFarlane/e/POSTOFFICE@POSTOFFICE
Subject: Porters Avenue
SPSO - HOSI - Expert Witness
cc: Juliet
Lisa Allen

Jane

This is a formal request for Gareth Jenkins to attend a hearing at Snaresbrook Crown Court, London on Friday 14th May (time to be confirmed) as an expert witness for Post Office Ltd in the case of HOSI (Porters Avenue SPSO). The defence are bringing along their expert witness who is also the expert witness in the case of MISRA (West Byfleet). Whilst I maybe able to answer general questions around the Horizon system I have no technical expertise which is the reason for the request.

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