

Strictly Confidential

POST OFFICE LIMITED – SIGNIFICANT LITIGATION CLAIMS

PRIVILEGED AND CONFIDENTIAL

PART (A) – CIVIL CLAIMS

CLAIMS OVER £500K OR THOSE OF A SENSITIVE NATURE

FILE NAME	CASE HOLDER	BUSINESS UNIT & CONTACT	DESCRIPTION	STATUS	EXTERNAL LEGAL ADVISERS
Claim for Judicial Review	POL/HF/RW	Angela Van-Den-Bogerd	<p>A former subpostmaster (SPM) is seeking a judicial review of POL's decision to terminate his contract.</p> <p>This decision was reviewed through the appeal process in the SPM Contract and upheld by the Appeals Manager.</p> <p>The SPM alleges:</p> <ul style="list-style-type: none">- the Appeal Manager's decision was flawed; and- the appeal process in the SPM Contract is unfair and breaches his right to a fair trial as guaranteed by the European Convention on Human Rights, including that the appeal process does not allow for legal representation at the appeal hearing.	<p>The SPM has filed Court proceedings seeking the Court's permission to bring his claim.</p> <p>POL has asked the Court to refuse permission on the grounds that the decision is a commercial one which is not amenable to judicial review.</p> <p>The Court will now decide whether or not to grant permission. No further steps are required pending that determination.</p>	DAC Beachcrofts

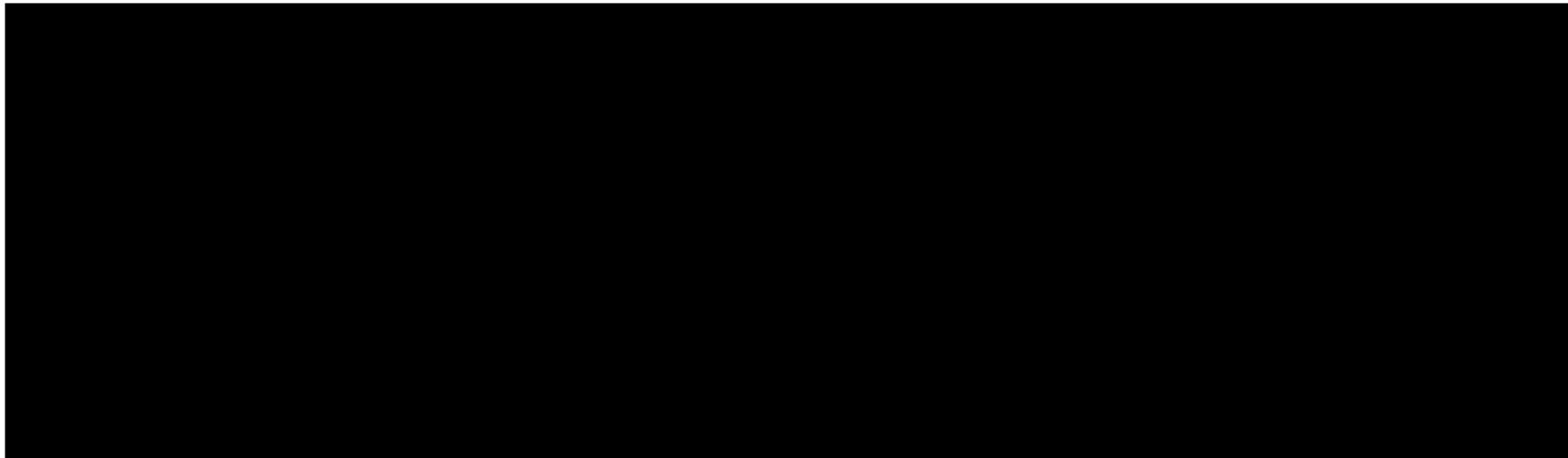
Strictly Confidential

		<p>If the Court agrees to judicially review the decision to terminate <i>and</i> finds that the appeal process is unfair, this is likely to impact on the appeal process and how it is operated generally.</p> <p>If the Court refuses to judicially review the decision, the SPM may still seek to bring a separate claim for wrongful termination of his contract and damages.</p>		
--	--	--	--	--

Strictly Confidential

Horizon claims	POL/HF/RW	Rod Ismay	<p>POL has received notification of a total of five (5) claims from former SPMs. Each SPM has alleged wrongful termination of contract based on:</p> <ul style="list-style-type: none">- (1) alleged defects in POL's internal processes; and- (2) alleged defects with the Horizon system. <p>Each SPM is seeking damages of c.£150,000.</p> <p>Despite reports in the media that Shoosmiths solicitors have consulted on a further 85 cases, POL has not been notified of any additional claims.</p> <p>A third party fraud investigator has been appointed (following consultation with various MPs) to review up to 10 cases where Horizon is alleged to have caused the losses. It is anticipated that no further court action will be taken pending the outcome of that investigation.</p>	<p>In respect of four of the five claims, Shoosmiths have not taken any further action to date to progress the claim. There is no litigation before the Courts in progress in respect of these four claims.</p> <p>POL has successfully had the Court strike out the fifth claim and has recovered costs from the claimant.</p>	Bond Pearce
----------------	-----------	-----------	---	---	-------------

Strictly Confidential



PART (B) – PRINCIPAL CRIMINAL CASES BROUGHT BY POST OFFICE LIMITED

DESCRIPTION	STATUS
Subpostmaster accused of theft (£85,872.07) plus fraud. Restraint order applied for.	Committal hearing 13/09/12.
Officer in charge at Crown office found guilty on 2 counts of theft (total £46500).	On 23/08/12 the court ordered payment of £46500 to Post Office within 28 days from pension pot ie Full Recovery .
Manager employed at post office accused of theft (£27,824.51).	Plea case management hearing due to take place at Reading crown court.
Subpostmaster accused of fraud (£38,284.68).	Committal hearing held at Stevenage magistrates' court 24/08/12 (adjourned).
Subpostmaster pleaded guilty to theft/fraud	Defendant sentenced to 2 years imprisonment concurrent with award of £10,750 payable to Post Office by 1/12/12. 9 month imprisonment if in default. Case completed .

Strictly Confidential

Subpostmaster pleaded guilty to theft	Hearing 6/07/12. Confiscation compensation order for £273,367.64 payable to Post Office within 6 months.2 years' imprisonment in default. Case completed.
Nominated subpostmaster pleaded guilty to theft (£114,095)	Sentenced to 20 months' imprisonment, Confiscation time table set to recover £114,095 with a further court hearing due on 5/09/12.
Subpostmaster pleaded guilty to fraud (£9,425.90)	Following committal for sentence 24/08/12, full amount was repaid ie Full Recovery of £9425.90 Individual sentenced to 26 weeks' imprisonment suspended for 2 years plus 120 hours' unpaid work and costs of £500 payable within 28 days.
Two sub post office assistants admitted covering shortages by delaying the processing of 40 business deposits to Santander (total value of £34,115.50).	Hearing at Liverpool crown court 13/09/12.
Two brothers in partnership as subpostmasters accused of theft/fraud (£237,240.64)	Trial at Wood Green crown court on 8/10/12.
Subpostmaster accused of theft (£79,440)	Individual pleaded guilty and offered to repay £79,440 plus £17,500 investigation and legal costs. Full amount of £96,940 must be paid within 4 weeks. Full Recovery.