
From: Hugh Flemington[/O=MMS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=HUGH.FLEMINGTON14106A9A-9886-403D-BF5B-E08821F432B3]
Sent: Tue 10/07/2012 5:26:22 PM (UTC)
To: Susan Crichton
Subject: Fw: Wylie - Def sols raising Horizon investigation

He doesn't seem to be able to do recommendations does he...

From: Jarnail A Singh
Sent: Tuesday, July 10, 2012 05:02 PM
To: Hugh Flemington
Subject: RE: Wylie - Def sols raising Horizon investigation

Hugh—if I can have some answers steer and stance, I can then advice cartwright king and have input from them. I would still need further information to go to counsel. Thanks jarnail

From: Hugh Flemington
Sent: 10 July 2012 15:49
To: Jarnail A Singh
Subject: RE: Wylie - Def sols raising Horizon investigation

Ok and are you able to advise Susan and I on this or do you want to go to Counsel?

From: Jarnail A Singh
Sent: 10 July 2012 15:48
To: Hugh Flemington
Subject: RE: Wylie - Def sols raising Horizon investigation

Hugh

What we say to;

-1. To simply respond by saying Horizon is robust will be met with, "If so why the audit .
2.If Defendant says he did not stole any money and blames the Horizon .Defence solicitors
Will argue, this is down to errors in the system case should be stayed or adjourned until such
time reports

Finding are published.

3.Do we agree to defendants request for stay or adjournment pending completion of the audit
report

Or let the court decide.

4.What are we going to do with existing ,pending and future investigations and losses.etc

Regards.

jarnail

Sent: 10 July 2012 13:34
To: Jarnail A Singh
Cc: Susan Crichton
Subject: Re: Wylie - Def sols raising Horizon investigation

What more info etc do you need plse?

From: Jarnail A Singh
Sent: Tuesday, July 10, 2012 01:43 PM

To: Hugh Flemington; Susan Crichton
Subject: RE: Wylie - Def sols raising Horizon investigation

Hugh/Susan --

The Law on application to stay a case until or unless the auditors has reported will be based on abuse of process argument. The issue for the abuse hearing is whether the defence can show that the Defendant Will not receive a fair trial. This case of Wylie is not a case where post office limited is guilty of any fault let alone of serious fault to the extent that the case should be stay, irrespective of whether a fair trial is possible. In this case there has been no misuse or manipulation of the courts process. The post office has acted properly throughout. The law is a stay is an exceptional remedy of last resort.

Post office position would be, system is working properly and used up and down the country and, there is no forensic or legal grounds for stay.

However we are where we are ,with the forensic auditors to examine the Horizon in public domain we have to formally address the issues raised by defence solicitors and if the defence submit to the judge "Post office say Horizon is robust" but have appointed forensic auditor to examine the system? ,in the circumstances pending the outcome of the audit judge may take the view it is right that there should be a thorough examination of the defendants concerns about the Horizon. ,if an adjournment/stay would allow the defendant to have a fair trial then that would be an appropriate remedy.

I need more information and advice to address these concerns.

Jarnail.

From: Jarnail A Singh

Sent: 09 July 2012 14:24

To: Hugh Flemington; Susan Crichton

Subject: FW: Wylie - Def sols raising Horizon investigation

Hugh/Susan— please see cartwright kings email. I raised this with you and briefly discussed this with Hugh last week with our possible approach or view. No doubt it will be tested in the courts or until or unless Second sight has reported. jarnail

From: Andy Cash
Sent: 09 July 2012 12:30

GRO

To: Jarnail A Singh

Subject: FW: Wylie - Def sols raising Horizon investigation

Dear Jarnail,

I will forward original advice, but this woman was always going to challenge Horizon. I take the view that we now need a clear steer from the centre. Defence are likely to seek a stay. To simply respond by saying Horizon is robust will be met with, "If so why the audit ?". At present we do not have information to meet this sort of challenge. Please advise.

Andy

From: Rachael Panter
Sent: 09 July 2012 11:19
To: Andy Cash
Subject: Wylie - Def sols raising Horizon investigation

Morning Andy

As anticipated, please see attached letter from defence solicitors in Wylie asking for our position on the ongoing Horizon investigation.

Steve Bradshaw is the investigator in this case. I have given Steve our copy of the Fujitsu report which deals with the old Horizon system - (the old system being relevant in this case due to the period of wrongdoing). Steve is in the process of getting the committal papers together before the committal hearing which is listed for the 7th August at Newcastle Mags.

Let me know how you would like me to respond,

regards

Rachael

Rachael Panter

[REDACTED] **GRO**
Direct: [REDACTED] **GRO**

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Nottingham | Birmingham | Derby | Leicester | Sheffield | Newcastle Gateshead

Norwich Union House, South Parade, Old Market Square, Nottingham, NG1 2LH

www.cartwrightking.co.uk

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