

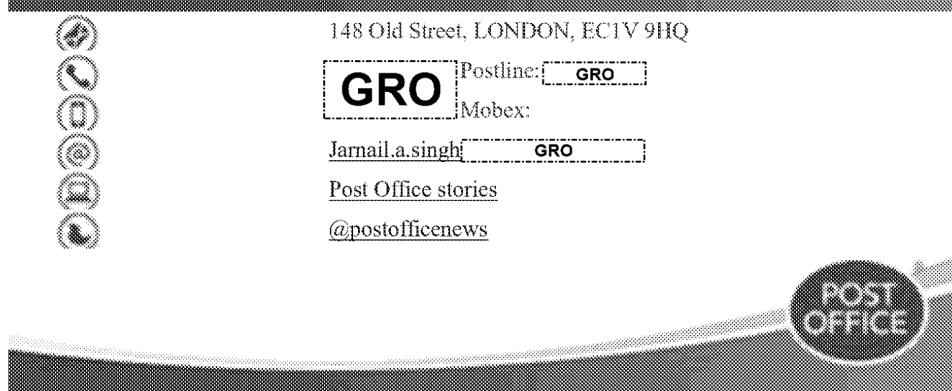
Message

From: Jarnail A Singh [/o=MMS/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=jarnail.a.singh6ceabd-67e9-4eca-94f2-005716658847]
on behalf of Jarnail A Singh
Sent: 25/02/2013 14:05:52
To: Hugh Flemington [/o=MMS/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=hugh.flemington14106a9a-9886-403d-bf5b-e08821f432b3]
Subject: FW: Horizon cases

Hugh

We spoke about this case of Wylie today and to keep you in the picture. Judge in this case Knew all about 2nd sights on going Horizon reporting and adjourned the trial until 7th October 2013 .My view is Judges will look at this issue case by case basis and from their experiences and knowledge will make assessments before adjourning trials. Obviously More closer we are to 2nd sight reporting we are saying late summer 2013 the more readily they will grant adjournments of the trial.

Jarnail Singh | Criminal Lawyer



From: Rachael Panter [REDACTED] **GRO**
Sent: 25 February 2013 13:19
To: Jarnail A Singh
Subject: RE: Horizon cases

Jarnail

I will prompt counsel Barry Robson for a full note of what happened at the last hearing. From the telephone message that I received from him, he said that the trial judge was already aware of the ongoing independent audit into the Horizon system and purposefully listed the trial date to October to allow for the outcome of the report to be published before commencing a trial.

I will forward counsel's note on to you as soon as I receive it.

Regards

Rachael

From: Jarnail A Singh [REDACTED] **GRO**
Sent: 25 February 2013 13:12
To: Rachael Panter
Subject: RE: Horizon cases

Rachael

Are able to provide with detail attendance notes as to why happened at the hearing in the case of Wylie. I note it has been taken out of the list with trial date on 7th October 2013.

Thanks

Jarnail Singh | Criminal Lawyer



148 Old Street, LONDON, EC1V 9HQ



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Jarnail.a.singh **GRO**



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From: Rachael Panter **GRO**
Sent: 22 February 2013 11:16
To: 'Jenkins Gareth GI'
Cc: 'Penny.Thomas' **GRO**; Jarnail A Singh; martin smith
Subject: RE: Horizon cases

Gareth

Hope you are well. I have an update for you on the Wylie case. The trial date has been adjourned to the 7 October 2013, so the 4th - 8th March can come out of your diary. Please could you book the week of the 7th October 2013 in your diary instead.

URGENT - Please see attached.

The defence solicitors in the case of Ishaq have served an addendum defence case statement on us this morning, which attempts to particularise the problems with the Horizon system.

Please could you have a look at the comments that they have made and try to address as many of the points as you can, in order that we can email that to our counsel Mark Ford ahead of Monday's trial.

My apologies for such a last minute request, I think there is no coincidence that the service of this addendum DCS is last minute. Thank you for your continued assistance with these cases.

Please do not hesitate to contact me if you have any queries.

Kind regards

Rachael

From: Jenkins Gareth GI **GRO**
Sent: 18 February 2013 11:58
To: Rachael Panter
Cc: martin smith; 'Jarnail A Singh'; Thomas Penny
Subject: RE: Horizon cases

Rachael,

I'm now booked into Bradford (Holiday Inn) from Sunday to Wednesday with an option to leave early and an open return train ticket.

What time should I get to court (presumably the Crown Court at Drake Street BD1 1JA) and who do I need to contact? Presumably I look for the court holding the case for Khayyam Ishaq? I should be contactable on my mobile (number below) if that makes contact simpler.

Also, what is the situation regarding the case of Kim Wylie scheduled for 4th to 8th March in Newcastle? Am I required for this and if so what do I need to do when? If you don't know yet, when are you likely to be able to give me an update?

Regards

Gareth

Gareth Jenkins
Distinguished Engineer
Business Applications Architect
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From: Jenkins Gareth GI
Sent: 15 February 2013 08:16
To: 'Rachael Panter'
Cc: martin smith; 'Jarnail A Singh'; Thomas Penny
Subject: RE: Horizon cases

Thanks Rachael,

I'll book myself a hotel from Sunday 24th to Wednesday 27th and an open train ticket and see how things go.

Regards

Gareth

Gareth Jenkins
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Business Applications Architect
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From: Rachael Panter [REDACTED] GRO
Sent: 14 February 2013 17:38
To: Jenkins Gareth GI
Cc: martin smith; 'Jarnail A Singh'
Subject: RE: Horizon cases

Hi Gareth

I have an update for you on the Ishaq trial. Our counsel Mark Ford would like you to attend court on the Monday morning before the start of the trial to allow you to discuss the case with the defence 'expert'. I think the rationale behind this is to narrow any issues that we may have with the defence from the outset so as to try and reduce the amount of time that you are required to attend.

Our counsel is still waiting to hear from defence counsel and will update us if any issues arise. However your presence on the first day will still be required so you can make your travel arrangements. I don't know if you will be required for the full three days, that will become clearer on the first day of trial.

Please do not hesitate to contact me if you have any queries.

Kind regards

Rachael

From: Jenkins Gareth GI [REDACTED] GRO
Sent: 13 February 2013 13:59
To: Rachael Panter
Cc: 'Jarnail A Singh'; martin smith; Andy Cash
Subject: RE: Horizon cases

Thanks Rachel,

Getting an update early next week is fine. Presumably the same is true for the Wylie case the following week (ie you won't know if I'm required until about a week in advance).

I'll try and get the other two statements sorted out over the next few days.

Regards

Gareth

Gareth Jenkins
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From: Rachael Panter GRO
Sent: 13 February 2013 13:54
To: Jenkins Gareth GI
Cc: 'Jarnail A Singh'; martin smith; Andy Cash
Subject: RE: Horizon cases

Gareth

Jishaan Patel - It is highly unlikely that you will be required to attend in this case. We have served your statement, the defence have acknowledged receipt, but have not stated that they wish to call you as a witness. They have 7 days upon receipt of your statement in which to inform us if they would like you to attend. As they have not done so, and the 7 days has more than expired, we have done all that we can in the circumstances. To that end, we will need you for the Ishaq case, and would like you to attend the Ishaq trial on 25th February 2013 at Bradford Crown Court.

Ishaq Trial - I have made enquiries this morning to see if you will be required for the full 3 days and to be there early on the Monday. I believe that our counsel is in the process of liaising with defence counsel over the issue of the Horizon system as Ishaq's defence is that it was necessary for him to make adjustments due to the faults with the Horizon system. Once both barristers have liaised with each other over the salient issues in this case, our counsel will have a better idea of how long you will be needed, and which date that might be. I appreciate that you will want to make your arrangements as soon as possible. What I propose to do is wait until Monday 18th Feb, I will call our counsel to establish what the position is, and ask him to advise me on when you will be required to attend. I will send you an email on Monday, so that it will give you the rest of that week to organise a hotel etc.

Thomas Brown - The defence do not have to serve a defence case statement setting out the nature of their defence until the 31st March 2013. I am in the process of obtaining more evidence from the investigators to bolster our case. Please could you provide a generic report as you did in the ANONYMOUS ORDER case, as we know that they have a general criticism of the Horizon system, but will not know any particulars for some time.

Jamie Dixon - I would still like a statement from you in this case, that considers any issues that Dixon has set out in his DCS. In terms of the fact that you knew Dixon, I would add a single line in your statement that sets out how you knew him, ie that you are aware that Dixon worked for Fujitsu for a period of time,..... A line which covers how/ the extent of how you knew him will be fine. If it is the case that Dixon would have a better working knowledge of the Fujitsu system compared to other Subpostmasters, you could say that, ie I expect that as Jamie Dixon worked for Fujitsu for x amount of years, his knowledge of the system would be....

Just write a line or two that covers your knowledge of the fact that Dixon worked for Fujitsu and what effect that may have if any. You could include that line in the concluding stages of your report, wherever you feel it is most appropriate.

It will not make much of a difference to the content of your report, as the main purpose of your statement is provide expertise on the workings of the system. I would not like to omit the fact that you are aware of Dixon's experience at Fujitsu as there is no reason for us not to reveal that fact.

I hope this assists, please do not hesitate to contact me if you have any queries. I will be in touch next week with an update on the Ishaq trial arrangements.

Many thanks

Rachael

From: Jenkins Gareth GI [REDACTED] **GRO**
Sent: 12 February 2013 16:31
To: Rachael Panter
Cc: martin smith; 'Jarnail A Singh'
Subject: RE: Horizon cases

Rachael,

Thanks for the update and the new case to add to the list!

Feb 25th is getting quite close. When is this likely to firm up and when should I be looking at putting together travel plans and booking hotels? Am I required for the full 3 days and if so what time do I need to get there on Monday (earliest train from home gets there around 11am, but I might drive or travel on Sunday). Similar questions apply for the following week.

I also have Jishaan Patel down for 26/2/13. This clashes with Ishaq (in terms of dates). Is this still continuing or can I cross it off the list?

For your info, I am on leave for 11th to 13th March (which doesn't clash with any existing dates).

I had a quick look at the Thomas Brown files. I think I can guess what is being referred to but I don't feel able to make anything other than a generic statement (as for the Nemesh Patel case) without any further info or investigating the logs from the time. Do you want such a statement at this time or do you want me to wait for more info? Similarly, do you want me to produce a statement for the Jamie Dixon case? Does the fact that I knew him from when he worked for Post Office Ltd make any difference?

Regards

Gareth

Gareth Jenkins
Distinguished Engineer
Business Applications Architect
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From: Rachael Panter **GRO**
Sent: 11 February 2013 16:34
To: Jenkins Gareth GI
Cc: martin smith; 'Jarnail A Singh'
Subject: RE: Horizon cases

Hi Gareth

Hope you are well. There haven't been any new developments recently on the existing cases that you have prepared a report on.

In terms of the dates referred to in your email, the following cases are still listed for trial:

POL v. Wylie - trial at Newcastle CC, currently listed for 4-8th March 2013.

POL v. Ishaq - trial at Bradford Crown Court, 25th February 2013 and is due to last for 3 days.

There is another POL case that requires a copy of your generic report, the case of POL v. Thomas Brown. I have attached a copy of the case summary and draft charges.

At present the defence have not been ordered to serve a defence case statement until the 31st March, so I haven't been able to attach a copy for your consideration.

Please see the email correspondence below between myself and counsel.

Please could you prepare a report that deals with the generic criticism of the Horizon system and any detail that may deal with the relationship between the Camelot and Horizon system.

I have a copy of your report from the ANONYMOUS ORDER case which covered these issues.

Please do not hesitate to contact me if you have any queries.

Kind regards

Rachael

Hi Rachel,

the judge has allowed the defence until the 31st March to serve a defence statement and any defence report which they intend to rely upon. The reasoning behind this timetabling is to allow us to serve any unused material dealing with the Horizon system first as part of preliminary disclosure. The defence however will be a general allegation of unreliability on the part of the Horizon system.

Could the report cover the system for transferring money from the main account to the lottery account and how such transfers could be affected - i.e. would it be possible for the transfer that occurred during the audit to have happened without the D's involvement, which would appear to be the defence.

I have skype, if you want to join in the conference next Friday.

Best wishes,

Chris.

From: Rachael Panter [REDACTED] **GRO**
Sent: Thu 31/01/2013 14:05
To: Christopher Rose; 'Suzanne Winter'
Subject: Thomas Brown DCS

Hello Chris & Suzanne

I've just been glancing over the file in order to instruct the Horizon expert to prepare a report, but there doesn't appear to be a copy of the defence case statement on the file, could you send me a copy please?

Kind regards

Rachael

From: Jenkins Gareth GI [REDACTED] **GRO**
Sent: 11 February 2013 14:28
To: Rachael Panter; martin smith
Cc: 'Jarnail A Singh'
Subject: RE: Horizon cases

Rachael / Martin,

Has there been any update on this (and other cases)?

Specifically, is there anything further you are expecting from me (apart from the Dixon case – which I know I've not addressed)? Also I've currently pencilled in 2 weeks from 25/2 to 8/3 for being in court and away from home. Can I release any of that time yet?

Regards

Gareth

Gareth Jenkins

Distinguished Engineer
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From: Rachael Panter [REDACTED] **GRO**
Sent: 04 February 2013 12:06
To: Jenkins Gareth GI
Cc: martin smith; 'Jarnail A Singh'
Subject: RE: Horizon cases

Gareth

Thank you for your email containing your comments on the Ishaq DCS. I appreciate that there are only specific elements of the DCS that you can comment on.

My colleague Martin Smith is attending a mention tomorrow for this case during which the issue of disclosure will be discussed with all parties present. I think the best thing to do is to await the outcome of that hearing, as I imagine the true elements of the defence will come to the fore.

We will be in a better position after the mention, to advise you as to whether any of your further comments are needed in your report.

Thank you for your assistance, I will be in touch.

Kind regards

Rachael

From: Jenkins Gareth GI [REDACTED] **GRO**
Sent: 01 February 2013 09:43
To: Rachael Panter
Cc: 'Jarnail A Singh'; Andy Cash; Andrew Bolc; martin smith; Thomas Penny
Subject: RE: Horizon cases

Rachael,

Attached is my initial response to the Defence Case Statement you sent me.

I don't think there is anything in it that could be added to the statement (but you may disagree). I also note that this is dated August 2012 and so was produced some time before my Statement. Is there any later statement I need to look at?

As I said yesterday, I'll be out of the Office all of next week, but may pick up emails in the evenings, so won't be able to do much more until the 11th Feb.

Regards

Gareth

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From: Rachael Panter GRO
Sent: 31 January 2013 17:13
To: Jenkins Gareth GI; Thomas Penny
Cc: 'Jarnail A Singh'; Andy Cash; Andrew Bolc; martin smith
Subject: RE: Horizon cases

Hi Gareth

The week of the 11th Feb will be fine for Ishaq. Both Wylie and Patel are still listed for the dates that you have referred to in your email.

I will ask my colleague Andy Bolc to let you know what was said in the Grant Allen as I don't have that information to hand, but he can update you on that. I will let you know if there are any changes to dates for the cases that you have provided reports on.

Thank you for your assistance, I will be in touch.

Kind regards

Rachael

From: Jenkins Gareth GI GRO
Sent: 31 January 2013 17:01
To: Rachael Panter
Cc: Thomas Penny; Andrew Bolc; martin smith; 'Jarnail A Singh'
Subject: RE: Horizon cases

Rachael,

I'm fine thanks. Hope you are too.

Thanks for the update. I'll make a note of the dates. No problem with them at present.

I'll have a look at the Ishaq stuff and get back to you. When do you need anything? I'm tied up all of next week so I may not be able to get anything formalised until the week of 11th Feb. Is that OK?

What exactly was the conclusion of the Grant Allen case? I was particularly concerned about his allegations regarding the problems caused due to refurbishment and comms issues being the reason for some of his losses. Was anything said publicly about any of that? We were quite concerned that this might set a precedent.

I also have Patel pencilled in for week of 25/2 and Kim Wylie for week of 4th March. Are these still on?

Regards

Gareth

Gareth Jenkins
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From: Rachael Panter GRO
Sent: 31 January 2013 16:05
To: Jenkins Gareth GI
Cc: Thomas Penny; Andrew Bolc; martin smith; 'Jarnail A Singh'
Subject: Horizon cases

Hi Gareth

Hope you are well. Just to let you know where we are with a couple of cases.

Grant Allen - this case has concluded now so you will not need to attend.

Ishaq - Having served your report, the defence have queried it and are claiming that Ishaq had to make false entries in order for the figures to reconcile, as the Horizon system kept malfunctioning.

The trial is listed for the 25th February 2013 for 3-4 days. Please could you make a note in your diary, as you will be needed to attend to clarify our position with Horizon.

Our barrister has asked if you could read the Defence case statement attached and make a list of your initial thoughts on the assertions that he is making. We may need you to add a few of those comments into your report so that each issue is addressed.

I have attached a copy of the case summary for your assistance.

Sefton & Nield - This trial is listed for week commencing 22 April 2013, but it may start on the 18 April 2013, please could you pencil in your diary to attend court for the two weeks beginning 15/4/13.

Please do not hesitate to contact me if you need any further information.

Kind regards

Rachael

Rachael Panter

rachael.panter
rachael.panter

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GRO

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