

Message

From: Jonathan Swift [GRO]
on behalf of Jonathan Swift [GRO]
Sent: 26/07/2016 14:06:14
To: Rodric Williams [GRO]
CC: Christopher Knight [GRO]
Subject: Re: Post Office Limited - Update and Request for Further Advice

Dear Rodric,

Thank you for letting us know. Chris and IU are content with this – as we discussed, counsel instructed on the litigation are much better placed to make this type of judgement. Best of luck with the defence to the claim. And our sincere thanks to all for the assistance since last year.

Regards,

Jonathan

Jonathan Swift QC

11 KBW

11, King's Bench Walk,

Temple, London. EC4Y 7EQ.

T
F [GRO]

www.11kbw.com

Confidentiality:

The information contained in this e-mail and any attachment may be confidential and may contain privileged information. It is intended only for the use of the named recipient. If you are not the named recipient, please notify us immediately and delete it from your system. In such an event, you should not disclose the contents of this e-mail to any other person, nor copy or print it.

All papers received for members of chambers will be sent for security shredding at the end of the proceedings unless you specifically request their return.

From: Rodric Williams [GRO]
Date: Tuesday, 26 July 2016 11:35
To: Jonathan Swift [GRO]
Cc: Christopher Knight [GRO]
Subject: FW: Post Office Limited - Update and Request for Further Advice

Dear Jonathan,

I hope this finds you well.

I write to update you on where matters stand following my email below, which we discussed by telephone on 27 May 2016. During our call, we understood your advice to be that it would be reasonable for Post Office's Chairman to take

advice on the recommendations made in your January 2016 report from the legal team defending Post Office in High Court Group Litigation which raises substantially the same issues as those which gave rise to your recommendations. We also understood your advice to be that it would be equally reasonable for the Chairman to continue work started on your recommendations, given that they stand as the outcome of your report irrespective of the Group Litigation. On 9 June 2016, Post Office met with the external legal team advising it on the Group Litigation, which is being led by Tony Robinson QC. I attach a letter dated 21 June 2016 from Bond Dickinson, Post Office's solicitors in the Group Litigation, which records the advice given during that consultation. Given the very strong advice from Leading Counsel, the Chairman instructed that the work being undertaken in response to your recommendations should end, and instead be addressed through equivalent work taken forward in the Group Litigation.

Please let me know if this raises any issue for you. Otherwise, we thank you for your valuable advice in this matter, and would hope to be able to call on your services again should the need arise.

With kind regards, Rodric

From: Rodric Williams

Sent: 24 May 2016 00:33 -

To: 'Jonathan.Swift@postoffice.co.uk' [GRO]

Cc: 'Christopher Knight'; Patrick Bourke; Jane MacLeod; Mark Underwood [GRO]; John.Davitt@postoffice.co.uk [GRO]

Subject: Post Office Limited - Update and Request for Further Advice

Jonathan,

POL has been progressing the 8 recommendations you made in your January 2016 Chairman's report concerning the further steps that POL might reasonably take in respect of the SPMR cases. With respect to the recommendations concerning Horizon (recommendations 3, 4 and 5) and POL's suspense accounts (recommendation 8), Deloitte LLP has scoped work that could be taken to address the recommendations, and has provided to POL a range of procedures which could be performed.

POL is now considering the further instructions it could provide to Deloitte. Influencing these considerations is that on 11 April 2016, court proceedings were started against POL when 91 Claimants issued a Claim Form in the High Court of Justice, Queen's Bench Division (copy attached). The Claim Form has not been served (it was provided to us for information only), and is not currently supported by a Statement of Case. It has however been supplemented by a letter dated 28 April 2016 from the Claimants solicitors, Freeths LLP, purportedly sent pursuant to the Practice Direction on Pre-Action Conduct. The letter is long (53 pages) and references (among others) issues with Horizon and POL's suspense accounts which overlap your recommendations 3, 4, 5 and 8, as well as issues with Post Office's prosecution practices (overlapping your recommendation 1) and branch support systems (overlapping your recommendation 7).

When you first considered this matter for POL's Chairman, the SPMRs had been advancing their concerns through extrajudicial means, e.g. through MPs and in the media. Now that POL has been sued, is it reasonable for POL to address any further steps it might reasonably take in respect of the SPMR cases through the proceedings, rather than in response to your report and recommendations?

I appreciate you may not have given this matter much thought over the past few months, so we would be happy to discuss this with you further by telephone in the first instance. I have copied John Davitt to help with the arrangements if you would find that more convenient.

With thanks and kind regards,

Rodric



Rodric Williams

Solicitor, Corporate Services

Post Office Ltd

20 Finsbury Street, London EC2Y 9AQ

[GRO]

rodric.williams@postoffice.co.uk

[GRO]

u

This email and any attachments are confidential and intended for the addressee only. If you are not the named recipient, you must not use, disclose, reproduce, copy or distribute the contents of this communication. If you have received this in error, please contact the sender by reply email and then delete this email from your system. Any views or opinions expressed within this email are solely those of the sender, unless otherwise specifically stated.

POST OFFICE LIMITED is registered in England and Wales no 2154540. Registered Office: Finsbury Dials, 20

Finsbury Street, London EC2Y 9AQ.
