

Message

From: Henderson, Tom [GRO]
Sent: 17/06/2019 10:09:26
To: Andrew Parsons [/o=Exchange-Org/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=ad9ed344815e47e4aaa3c0e7e1740919-Andrew Pars]; Ben Foat [GRO]; Rodric Williams [GRO]; Watts, Alan [GRO]; Massey, Kirsten [GRO]
CC: Tom Beezer [/o=Exchange-Org/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=179d9f227294473d81b50e72aacb0623-Tom Beezer]; Sushma MacGeoch [/o=Exchange-Org/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c2c7479fefe646f3b1ee3fddd17a3f25-Sushma MacG]; Amy Prime [/o=Exchange-Org/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=ab7222dda3a9453eae5751238a59562-Amy Prime]
Subject: RE: Post Office Group Litigation - Settlement - legally privileged [WBDUK-AC.FID26896945]

Andy,

Thank you for your email. Alan and I spoke about the same point on Friday and agree that we should send something to Freeths this week to get the ball rolling. I think it will be as simple as trying to fix a mediation date in light of the Judge's recent comments. We should also pick this up on the call today.

Kind regards,

Tom

Tom Henderson
 Senior Associate
 Herbert Smith Freehills LLP

[GRO]
www.herbertsmithfreehills.com

BREXIT: CHARTING A NEW COURSE - for in-depth, sector-by-sector analysis navigate to hsf.com/Brexit

From: Andrew Parsons <[GRO]>
Sent: 17 June 2019 10:32
To: Ben Foat <[GRO]>; Rodric Williams [GRO]; Watts, Alan [GRO]; Massey, Kirsten <[GRO]>; Henderson, Tom <[GRO]>
Cc: Tom Beezer [GRO]; Sushma MacGeoch [GRO]; Amy Prime [GRO]
Subject: Post Office Group Litigation - Settlement - legally privileged [WBDUK-AC.FID26896945]

All

We spoke a couple of weeks ago about a plan for moving forward settlement in the Group Litigation. In simple terms, this was to ask Freeths to provide better claim valuation information either alongside or as a pre-condition to mediation. Has that plan changed following the board sub-committee last week?

Another shift in the dynamic is that the Judge has asked for a conversation about the future of the litigation after closing submissions in the Horizon trial (i.e. on 2 July). This gives rise to the question of whether the litigation should be stay pending the CI appeal or not. A stay may be more attractive if the parties can show the Judge that the time will nevertheless be used productively to advance settlement. Or, we might have an opportunity here to seek an Order for the Cs to provide better claim information. Either way, we may wish to write to Freeths sooner rather than later about settlement.

If we're still following the same path, I think that HSF were preparing a first draft of a letter to Freeths? In the meantime, we have now received advice from Brian Altman QC on settling with convicted claimants – attached. His conclusion is:

"In my opinion, there is some risk to including convicted Claimants in any settlement agreement or package. At this stage, and in the abstract, I am unable exactly to define or to quantify the risk. While it has to be a matter for others to advise and decide how far Post Office should go in progressing a differential approach among the convicted Claimants and the rest, my advice must be that reaching any settlement agreement with the convicted Claimants should be a red line for all the reasons given above."

I'd be grateful for an update just so we have clarity on who is doing what.

Kind regards
Andy

Andrew Parsons
Partner
Womble Bond Dickinson (UK) LLP

d: **GRO**
m: **GRO**
t: **GRO**
e: andrew.parsons@wbd.com **GRO**

[Manage your e-alert preferences](#)



womblebonddickinson.com



Please consider the environment! Do you need to print this email?

The information in this e-mail and any attachments is confidential and may be legally privileged and protected by law. [tom.henderson@wbd.com](#) **GRO** only is authorised to access this e-mail and any attachments. If you are not [tom.henderson@wbd.com](#) **GRO**, please notify [andrew.parsons@wbd.com](#) **GRO** as soon as possible and delete any copies. Unauthorised use, dissemination, distribution, publication or copying of this communication or attachments is prohibited and may be unlawful. Information about how we use personal data is in our [Privacy Policy](#) on our website.

Any files attached to this e-mail will have been checked by us with virus detection software before transmission. Womble Bond Dickinson (UK) LLP accepts no liability for any loss or damage which may be caused by software viruses and you should carry out your own virus checks before opening any attachment.

Content of this email which does not relate to the official business of Womble Bond Dickinson (UK) LLP, is neither given nor endorsed by it.

This email is sent by Womble Bond Dickinson (UK) LLP which is a limited liability partnership registered in England and Wales under number OC317661. Our registered office is 4 More London Riverside, London, SE1 2AU, where a list of members' names is open to inspection. We use the term partner to refer to a member of the LLP, or an employee or consultant who is of equivalent standing. Our VAT registration number is GB123393627.

Womble Bond Dickinson (UK) LLP is a member of Womble Bond Dickinson (International) Limited, which consists of independent and autonomous law firms providing services in the US, the UK, and elsewhere around the world. Each Womble Bond Dickinson entity is a separate legal entity and is not responsible for the acts or omissions of, nor can bind or obligate, another Womble Bond Dickinson entity. Womble Bond Dickinson (International) Limited does not practice law. Please see www.womblebonddickinson.com/legal notices for further details.

Womble Bond Dickinson (UK) LLP is authorised and regulated by the Solicitors Regulation Authority.

Herbert Smith Freehills LLP and its subsidiaries and Herbert Smith Freehills, an Australian Partnership, are separate member firms of the international legal practice known as Herbert Smith Freehills.

This message is confidential and may be covered by legal professional privilege. If you are not the intended recipient you must not disclose or use the information contained in it. If you have received this email in error please notify us immediately by return email or by calling our main switchboard on GRO and delete the email.

Further information is available from www.herbertsmithfreehills.com, including our Privacy Policy which describes how we handle personal information.

Herbert Smith Freehills LLP is a Limited Liability Partnership registered in England and Wales with registered number OC310989. It is authorised and regulated by the Solicitors' Regulation Authority of England and Wales whose rules can be accessed via www.sra.org.uk/code-of-conduct.page. A list of the members and their professional qualifications is open to inspection at the registered office, Exchange House, Primrose Street, London EC2A 2EG. We use the word partner of Herbert Smith Freehills LLP to refer to a member of Herbert Smith Freehills LLP, or an employee or consultant with equivalent standing and qualifications. Herbert Smith Freehills LLP's registration number for Value Added Tax in the United Kingdom is GB 927 1996 83.