POL00333579

Matter Code	**POST/0003/00004**
Reference	
File Opened	**03-Oct-2013**
Client Name	**Post Office Ltd**
Address	**Legal and Compliance** **148 Old Street** **London** **England** **EC1V 9HQ**
Description	**Gorbals Post Office / Rosemary Stewart**
Case Type	**0543-Litigation (Edin) Normal**
Client Care Partner	**Antony Jones**
Matter Manager	**Vikki Watt**
Fee Earner	**Laura Irvine**
Department	**00130 -Criminal**

POST/3/4

Post Office Ltd

Rosemary Stewart
Gorbals Post Office

POL00333579

AJ

Request For Write Off / Matter Closure

bto solicitors

Matter Number	POST/0003/00004
Client	Post Office Ltd,
Matter	Gorbals Post Office / Rosemary S

Client	£0.00
Other Funds	£0.00
Fees	£0.00
Outlays	£0.00
Work In Progress	£0.00
Anticipated Disbursements	£0.00
Expenses	£0.00

Copy of orginal fee note attached?
○ Yes ◉ No

Cash Ledger printout attached?
○ Yes ◉ No

Reason for Write Off / Matter Closure: Matter Complete

Department Partner's Initials: GRO

Are there any Principal Documents?
○ Yes ◉ No

Fee Earner Initials: GRO

Other Comments:

Composed By: RDU
Date: 16 May 2017
Time: 09:28:09
File Fee Earner: LJI
Dept: Litigation - Edinburgh -
Print | Refresh

Archivists Use Only

LawSoft File No: 147566

Operators Initials:

POL00333579

ment Received

brechin tindal oatts solicitors

Number POST/0003/00004

ent Post Office Ltd,

Matter Gorbals Post Office / Rosemary S

Please check the appropriate box

(●) Firms Account ( ) Petty Cash ( ) Clients Account ( ) Refund Disbursement

Fee Earner LJI

Payer

Free Format Payer Post Office Limited

Payment Allocation

Fee Note No.	141481	Amount	GRO
Fee Note No.		Amount	
Fee Note No.		Amount	

Composed By RDU Date 23 December 2014 Time 09:51:08

Print Refresh

Instructed by	Date
Fee Earner	

Actioned by	Date
Cash Department	

POL00333579

Post Office Ltd
Legal and Compliance
148 Old Street
London
England
EC1V 9HQ

VAT Reg No. 260 3714 82
Fee Note No: 14ab2364
Date 27-Nov-2014
Our Ref: LJI/AJ/POST/0003/00004
Your Ref:

Gorbals Post Office / Rosemary Stewart	VAT	Fee
Fee for professional services for all work carried out on your behalf from 27th August 2014 to 3rd September 2014.	GRO	GRO

	GRO
VAT	
Outlays	GRO
TOTAL FEE, OUTLAYS AND VAT	

Further details will be provided if requested
Cheques payable to Brechin Tindal Oatts

Payment should be made within 30 days.
Please note that there will be a charge of 2% on credit card transactions.
There is no charge for debit cards.

One Edinburgh Quay Edinburgh EH3 9QG T: GRO F: GRO DX ED77 LP24 Edinburgh 2
48 St. Vincent Street Glasgow G2 5HS T. GRO F DX GW96 LP16 Glasgow 6

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struction

umber POST/0003/00004

nt Post Office Ltd,

Matter Gorbals Post Office / Rosemary S

bto
brechin tindal oatts solicitors

WIP to (Enter Date) 03/09/2014 Fixed Fee £0.00

Has any outlay or expense been incurred or still to be incurred but not yet posted that is to be incorporated into this fee note? If so, provide details and split for VAT purposes where applicable.

Billing Address (•) LawSoft Other

Narrative

Fee for professional services for all work carried out on your behalf from 27th August 2014 to 3rd September 2014.

Fee Earner Allocation	LJI				VAT Rate	20%
Amount	GRO				GRO	
VAT						
Total						
Ledger						

Can Fees Be Taken From Client Funds Held? Yes (•) No

Save Close

Feeing Unit Use Only

Date 27/11/2014

Fee Prepared By LIR

Fee Note No 14ab2364

Matter No POST/0003/00004

Composed By RDU on 27/11/2014

Authorised for Release

Date sent to client

Notes

Fees To Be Taken From Client Funds Held [ ] Yes [X] No

Fee Note No 14ab2364

POL00333579

Post Office Limited
Legal & Compliance
148 Old Street
London
EC1V 9HQ

VAT Reg No. 260 3714 82
Fee Note No: **141481**
Date: 23 October 2014
Our Ref: LJI/RDU/POST/3/4
Your Ref:
Code: 00130

Gorbals Post Office – Rosemary Stewart	VAT	Fee
To professional fees in respect of the matter listed above for the period up to 20 August 2014		GRO

	GRO
TOTAL	GRO

Further details will be provided if requested
Purchase of: Cheques payable to Brechin Tindal Oatts

Payment should be made within 30 days.
Please note that there will be a charge of 2% on credit card transactions.
There is no charge for debit cards.

POL00333579

Fees Detail

Matter Code
POST/0003/00004

Bill Type
Interim

From < Earliest >
To 21-Aug-2014

Client Name
Post Office Ltd

Matter Description
Gorbals Post Office / Rosemary Stewart

Address
Legal and Compliance
148 Old Street

Matter Manager Antony Jones
Fee Earner Laura Irvine

Department 01103 Insurance - Criminal (Ed)
Case Type Insurance - Criminal (Edinburgh)

Date	*Rate Level*	*Earner*	*Grade*	*Time*	*Charge*	*Narrative*
18-Jul-2014	POSTOF	LJI	Associate	0:05		Correspondence email to Angus Crawford seeking update
20-Aug-2014	POSTOF	LJI	Associate	0:10		Correspondence reading correspondence from Robert Dailly and responding re meeting

FEE & TIME SUMMARY

Time and Charge as per Billing Guide		**0:15**
Time and Charge Abated		**0:00**
Time and Fee Charges		**0:15**
Associate	**0:15**	

GRO

Approved by AJ - 25.08.14

POL00333579

...e	Rate Level	Earner	Grade	Time	Charge	Narrative

BTO fee note & apportionment information - BTO use only

LJI

GRO

	Value	VAT
Fee	GRO	
Anticipated Disbursements		
Disbursements		
Expenses		
Total exc Disbursements		
Grand Total		

POL00333579

Fee Payment Received

bto
brechin tindal oatts solicitors

Matter Number: POST/0003/00004
Client: Post Office Ltd,
Matter: Gorbals Post Office / Rosemary S

Please check the appropriate box

(•) Firms Account ( ) Petty Cash ( ) Clients Account ( ) Refund Disbursement

Fee Earner: LJI
Payer:
Free Format Payer: Post Office Limited

Payment Allocation

Fee Note No.	140461	Amount	GRO
Fee Note No.		Amount	
Fee Note No.		Amount	

Composed By: RDU Date: 04 August 2014 Time: 14:16:56

Print Refresh

Instructed by	Date
Fee Earner	

Actioned by	Date
Cash Department	

POL00333579

...llocation

bto
brechin tindal oatts solicitors

Matter Number: POST/0003/00004

Client: Post Office Ltd.

Matter: Gorbals Post Office / Rosemary S

Fee Earner Allocation	LJI	LMN			VAT Rate	20%
Amount	GRO				GRO	
VAT						
Total						
Ledger						

Can Fees Be Taken From Client Funds Held? (THIS FIELD MUST BE COMPLETED) ( ) Yes ( ) No

WIP to 20 May has been included in this Fee

Composed By: RDU Date: 13 June 2014 Time: 11:50:21

Print Refresh

Complete this section after the Fee Note Number has been allocated by the Cash Department

Fee Note No.

Date Sent to Client

Signed Date

Notes

Fees To Be Taken From Client Funds Held ☐ Yes ☐ No

POL00333579

Fees Detail

Matter Code
POST/0003/00014

Bill Type
Interim

From < Earliest >
To 27-May-2014

Client Name
Post Office Ltd

Matter Description
Gorbals Post Office / Rosemary Stewart

Address
Legal and Compliance
148 Old Street

Matter Manager Antony Jones
Fee Earner Laura Irvine

Department 00130 -Criminal
Case Type 0543-Litigation (Edin) Normal

Date	*Rate Level*	*Earner*	*Grade*	*Time*	*Charge*	*Narrative*
11-Mar-2014	POSTOF	LJI	Associate	0:10		Correspondence with Jarnail and LMN
11-Mar-2014	POSTOF	LMN	Solicitor	0:10		Considering matter / Examining docs - email exchange with LJI re update requested by Jarnail at Post Office
11-Mar-2014	POSTOF	LMN	Solicitor	0:20		Outgoing phone call - to Andy Lazarrin re Stewart St case and decision not to prosecute El Kasaby
11-Mar-2014	POSTOF	LMN	Solicitor	0:15		Considering matter / Examining docs - draft update to Jarnail - to LJI to check
11-Mar-2014	POSTOF	LMN	Solicitor	0:10		Considering matter / Examining docs - email back from LJI - sent to Jarnail
11-Mar-2014	POSTOF	LMN	Solicitor	0:10		Considering matter / Examining docs - email exchange between LJI and Jarnail clarifying what was being asked before calling Andy Lazarrin
11-Mar-2014	POSTOF	LMN	Solicitor	0:10		Considering matter / Examining docs - email from Jarnail re response from PF
11-Mar-2014	POSTOF	LMN	Solicitor	0:10		Considering matter / Examining docs - email to Jarnail - advising that will check in with the PF when he returns to the office
28-Mar-2014	POSTOF	LJI	Associate	0:05		Outgoing phone call leaving a message for Roderick Williams
08-Apr-2014	POSTOF	LJI	Associate	0:05		Correspondence with lmn re chasing PF re decision on El Kasaby
08-Apr-2014	POSTOF	LMN	Solicitor	0:10		Outgoing phone call - leaving message for Andy Lazarrin
08-Apr-2014	POSTOF	LMN	Solicitor	0:10	GRO	Outgoing phone call - leaving v/m for Andy Lazarrin - PF
09-Apr-2014	POSTOF	LJI	Associate	0:05		In-house Consultation with lmn re update
09-Apr-2014	POSTOF	LMN	Solicitor	0:15		Outgoing phone call - to Andy Lazarrin re update on case - no further forward - still out of the office
17-Apr-2014	POSTOF	LJI	Associate	0:05		Incoming phone call with Janrail providing update
17-Apr-2014	POSTOF	LJI	Associate	0:10		Correspondence reading email from Jarnail and responding
22-Apr-2014	POSTOF	LJI	Associate	0:05		Correspondence email to Jarnail Singh
23-Apr-2014	POSTOF	LJI	Associate	0:10		Correspondence email from Andy Lazzarin with letter to Mrs El Kasaby
23-Apr-2014	POSTOF	LJI	Associate	0:30		Drafting (Production & Revisal) summary of procedure so far
23-Apr-2014	POSTOF	LJI	Associate	0:10		Correspondence emailing summary to Jarnail
[illegible]-Apr-2014	POSTOF	LJI	Associate	0:05		Correspondence email to Andy Lazzarin
[illegible]-2014	POSTOF	LJI	Associate	0:05		Incoming phone call with Jarnail re letter from PF
[illegible]-2014	POSTOF	LJI	Associate	0:05		Correspondence sending Jarnail the letter
[illegible]-2014	POSTOF	LMN	Solicitor	0:20		Revalue charge : Considering matter / Examining docs - email exchange - LJI, JArnail re contact with Andrew Lazarrin Moved From POST/0003/00014
[illegible]-2014	POSTOF	LJI	Associate	0:20		Attendance / Meeting with Rob, Helen and Robert
[illegible]-2014	POSTOF	LMN	Solicitor	0:20		Attendance / Meeting- with reps of PO and LJI

POL00333579

Date	Rate Level	Earner	Grade	Time	Charge	Narrative
12-May-2014	POSTOF	LJI	Associate	0:10		Revalue charge : Correspondence email to Robert Daily with draft
13-May-2014	POSTOF	LJI	Associate	0:15		Correspondence considering email from Andy Lazzarin with draft charge and forwarding to Robert with a view to discussing Moved From POST/0003/00011.
14-May-2014	POSTOF	LJI	Associate	0:35		Incoming phone call with Robert Daily discussing the charge
14-May-2014	POSTOF	LJI	Associate	0:15		Drafting (Production & Revisal) new charge
14-May-2014	POSTOF	LJI	Associate	0:15	GRO	Correspondence drafting email to Andy Lazzarin
15-May-2014	POSTOF	LJI	Associate	0:10		Considering matter / Examining docs reading draft charge from PF
15-May-2014	POSTOF	LJI	Associate	0:10		Correspondence considering email from Robert with comments on draft charge
16-May-2014	POSTOF	LJI	Associate	0:05		Incoming phone call with Robert Dailly
16-May-2014	POSTOF	LJI	Associate	0:15		Correspondence emailing furrther amends to the draft with suggested changes
20-May-2014	POSTOF	LJI	Associate	0:05		Correspondence from Andy Lazzarin re Sheriff and Jury

FEE & TIME SUMMARY

Time and Charge as per Billing Guide		**7:05**	**GRO**
Time and Charge Abated		**0:00**	
Time and Fee Charges		**7:05**	
Associate	**4:25**		
Solicitor	**2:40**		

POL00333579

Date	Rate Level	Earner	Grade	Time	Charge	Narrative

BTO fee note & apportionment information - BTO use only

LJI
LMN

GRO

	Value		VAT
Fee	GRO		GRO
Anticipated Disbursements			
Disbursements			
Expenses			
Total exc Disbursements			
Grand Total			

POL00333579

[redacted]am, Rana

From: Irvine, Laura
Sent: 20 May 2014 16:59
To: 'Robert Daily'
Subject: FW: GG13010308 Gorbals Post Office c/a Stewart

Robert

It looks like solemn proceedings are being taken here – the more serious type where the stakes are higher.

Good news I think.

Kind regards
Laura

Laura Irvine
Associate
[redacted]licitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: +
T: +
F: +
GRO
www.bto.co.uk
Please keep in touch. Follow us on:

From: Lazzarin, Andrew [mailto GRO]
Sent: 20 May 2014 16:14
To: Irvine, Laura
Subject: GG13010308 Gorbals Post Office c/a Stewart

Laura,

Angus Crawford of the Sheriff and Jury team at Ballater Street is now dealing with this case.

[redacted]ndy

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[redacted]

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[redacted]ham, Rana

From: Lazzarin, Andrew GRO
Sent: 20 May 2014 16:14
To: Irvine, Laura
Subject: GG13010308 Gorbals Post Office c/a Stewart

Laura,

Angus Crawford of the Sheriff and Jury team at Ballater Street is now dealing with this case.

Andy

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[redacted]am, Rana

From: Lazzarin, Andrew GRO
Sent: 16 May 2014 12:02
To: Irvine, Laura
Subject: RE: c/a Stewart

Laura

Thanks for your help. I don't know how to track changes in an email either, but agree with the suggested change and will now see if my solemn colleagues will accept the case. I'll let you know how I get on.

Andy

From: Irvine, Laura [mailto GRO
Sent: 16 May 2014 11:55
To: Lazzarin, Andrew
Subject: RE: c/a Stewart

[redacted]ndy

Here are some tracked changes which seem to me to reflect more accurately what was going on. I keep putting it in a word document because I do not know how to track changes in an email,

As ever, I am happy to discuss.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

[redacted]to solicitors
[redacted]ne Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: [redacted]
T: [redacted] GRO
F: [redacted]
www.bto.co.uk
Please keep in touch. Follow us on:

From: Lazzarin, Andrew [mailto GRO
Sent: 15 May 2014 09:27
To: Irvine, Laura
Subject: RE: c/a Stewart

Laura,

Please see my next draft. I have made all of the changes that you suggested, but also taken part 2 of the fraud a bit further as I understand that she concealed shortfalls long term by shuttling them between two stock units at the end of each accounting period. Do you agree that that is what happened? Any further suggestions?

Thanks

POL00333579

A

Between 22nd May 2009 and 29th November 2012 both dates inclusive} at {Gorbals Post Office, 12-16 Ninian Terrace, Glasgow} you {ROSEMARY STEWART} {did} pretend to {Officials of Post Office Limited}, {148 Old Street, London} {that Gorbals Post Office had fewer cash shortfalls than it did and you did this by false accounting declarations whereby you (1) allocated cash shortfalls as unusable bank notes and lottery scratch cards which did not exist and you did pretend that you had unusable bank notes for and scratch cards in the quantity that you claimed to have held knowing that they did not exist and you and you made deliberately false accounting entries to conceal the shortfall in unusable bank notes and lottery scratch cards and (2) you repeatedly transferred money from one accounting stock unit into another, and did deliberately not accept it into the receiving unit timeously and did then transfer it back again at the end of each accounting period so that the shortfall was not identified by said Officials of Post Office Limited} and did thus induce said {Officials of Post Office Limited} {to consider that Gorbals Post Office had £32,379.54 of assets greater than it did} and did thus obtain {said money} by fraud

From: Irvine, Laura [mailto: GRO
Sent: 14 May 2014 17:55
To: Lazzarin, Andrew
Subject: RE: c/a Stewart

Andy

I have two comments.

1. My understanding is that unusable notes are not destroyed. So I have amended the charge to reflect that. Was that contained in the report because I discussed this with Robert Dailly and he did not think that was the case but I am sure you got this from somewhere.
2. I was wondering about adding in a second part to the scheme as per para (2) – it seems to me that an essential part of the fraud was to hide the £32,000 during the branch accounting period so that the Post Office would not ask for the cash back – or refuse to send more stock etc. This was done by starting to transfer 'money' to a different stock unit but not accepting the 'money' into that stock unit which would then leave the 'money' floating around in the ether. She would then accept it into a stock unit just before the branch balance was declared (because the system obliges you to do that) and disguise it as unusable notes and scratch cards.

So I attach a draft for your consideration and I'm happy to discuss further.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
F:
www.bto.co.uk
Please keep in touch. Follow us on:

From: Lazzarin, Andrew [mailto: GRO]
Sent: 13 May 2014 11:27

POL00333579

[redacted]e, Laura
[redacted]ect: [redacted]a Stewart

Laura,

I think that I have finally got my head around this case. Please see the draft charge that I have come up with. Can you help me with PO Ltd's address? Do you have any suggested changes to the charge?

{Between 22nd May 2009 and 29th November 2012 both dates inclusive} at {Gorbals Post Office, 12-16 Ninian Terrace, Glasgow} you {ROSEMARY STEWART} {did} pretend to {Officials of Post Office Limited}, {HEAD OFFICE ADDRESS} {that Gorbals Post Office had fewer cash shortfalls than it did and you did this by false accounting declarations whereby you allocated cash shortfalls as unusable bank notes and lottery scratch cards which did not exist and you did pretend that you had sent unusable bank notes for destruction in the quantity that you claimed to have held and you did fail to send unusable bank notes for destruction and you made deliberately false accounting entries to conceal the shortfall in unusable bank notes sent for destruction} and did thus induce said {Officials of Post Office Limited} {to consider that Gorbals Post Office had £32,379.54 of assets greater than it did} and did thus obtain {said money} by fraud

I then have to do a short report to persuade my solemn colleagues to place the case on petition which I will do when the charge is finalised.

[redacted]

Thanks

Andy

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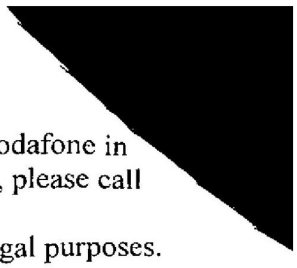

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[redacted]am, Rana

From: Irvine, Laura
Sent: 16 May 2014 11:55
To: 'Lazzarin, Andrew'
Subject: RE: c/a Stewart
Attachments: Gorbals charge.doc

Andy

Here are some tracked changes which seem to me to reflect more accurately what was going on. I keep putting it in a word document because I do not know how to track changes in an email,

As ever, I am happy to discuss.

Kind regards
Laura

[redacted]

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
F:
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Please keep in touch. Follow us on:

From: Lazzarin, Andrew [mailto: GRO]
Sent: 15 May 2014 09:27
To: Irvine, Laura
Subject: RE: c/a Stewart

[redacted]aura,

Please see my next draft. I have made all of the changes that you suggested, but also taken part 2 of the fraud a bit further as I understand that she concealed shortfalls long term by shuttling them between two stock units at the end of each accounting period. Do you agree that that is what happened? Any further suggestions?

Thanks

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Between 22nd May 2009 and 29th November 2012 both dates inclusive} at {Gorbals Post Office, 12-16 Ninian Terrace, Glasgow} you {ROSEMARY STEWART} {did} pretend to {Officials of Post Office Limited}, {148 Old Street, London} {that Gorbals Post Office had fewer cash shortfalls than it did and you did this by false accounting declarations whereby you (1) allocated cash shortfalls as unusable bank notes and lottery scratch cards which did not exist and you did pretend that you had unusable bank notes for and scratch cards in the quantity that you claimed to have held knowing that they did not exist and you and you made deliberately false accounting entries to conceal the shortfall in unusable bank notes and lottery scratch cards and (2) you repeatedly transferred money from one accounting stock unit into another, and did deliberately not accept it into the receiving unit timeously and did then transfer it back again at the end of each accounting period so that the shortfall was not identified by said Officials of

POL00333579

Post Office Limited} and did thus induce said {Officials of Post Office Limited} {to consider that Gorbals Post [redacted] had £32,379.54 of assets greater than it did} and did thus obtain {said money} by fraud

---

From: Irvine, Laura [GRO]
Sent: 14 May 2014 17:55
To: Lazzarin, Andrew
Subject: RE: c/a Stewart

Andy

I have two comments.

1. My understanding is that unusable notes are not destroyed. So I have amended the charge to reflect that. Was that contained in the report because I discussed this with Robert Dailly and he did not think that was the case but I am sure you got this from somewhere.
2. I was wondering about adding in a second part to the scheme as per para (2) – it seems to me that an essential part of the fraud was to hide the £32,000 during the branch accounting period so that the Post Office would not ask for the cash back – or refuse to send more stock etc. This was done by starting to transfer 'money' to a different stock unit but not accepting the 'money' into that stock unit which would then leave the 'money' floating around in the ether. She would then accept it into a stock unit just before the branch balance was declared (because the system obliges you to do that) and disguise it as unusable notes and scratch cards.

So I attach a draft for your consideration and I'm happy to discuss further.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: +[redacted]
T: +[redacted] GRO
F: +[redacted]
www.bto.co.uk
Please keep in touch. Follow us on: [redacted]

From: Lazzarin, Andrew [mailto:[GRO]]
Sent: 13 May 2014 11:27
To: Irvine, Laura
Subject: c/a Stewart

Laura,

I think ~~that I have finally got my head~~ around this case. Please see the draft charge that I have come up with. Can you help me with PO Ltd's address? Do you have any suggested changes to the charge?

{Between 22nd May 2009 and 29th November 2012 both dates inclusive} at {Gorbals Post Office, 12-16 Ninian Terrace, Glasgow} you {ROSEMARY STEWART} {did} pretend to {Officials of Post Office Limited}, {HEAD OFFICE ADDRESS} {that Gorbals Post Office had fewer cash shortfalls than it did and you did this by false accounting declarations whereby you allocated cash shortfalls as unusable bank notes and lottery scratch cards which did not exist and you did pretend that you had sent unusable bank notes for destruction in the quantity that you claimed to

POL00333579

[redacted] and you did fail to send unusable bank notes for destruction and you made deliberately false accounting [redacted] to conceal the shortfall in unusable bank notes sent for destruction} and did thus induce said {Officials of Post [redacted]ce Limited} {to consider that Gorbals Post Office had £32,379 54 of assets greater than it did} and did thus obtain {said money} by fraud

I then have to do a short report to persuade my solemn colleagues to place the case on petition which I will do when the charge is finalised.

Thanks

Andy

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[redacted]

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POL00333579

Durham, Rana

From: Robert Daily [GRO]
Sent: 15 May 2014 18:20
To: Irvine, Laura
Subject: RE: Gorbals

Hi Laura

Sorry I was viewing it on my phone earlier in a car park.

The transfer back occurred at the beginning of each period i.e. At the beginning of the period she transferred the money from 04 to ZZ but didn't accept. At the end of the period she accepted it because she can't balance unless she does. The inflates the cash to disguise it. Then at the beginning of the next period she transferred it back from ZZ to O4 but didn't accept it until the period end and so the cycle went on.

I made changes in bold that may suit.

you repeatedly transferred money from one accounting stock unit into another, and did deliberately not accept it into the receiving unit timeously and did then transfer it back again at the ~~end~~ **beginning** of each accounting period **and repeating the process** so that the shortfall was not identified

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone [GRO] Postline [GRO]

Mobile [GRO] / Mobex [GRO]

GRO

From: Irvine, Laura [mailto [GRO]
Sent: 15 May 2014 14:42
To: Robert Daily
Subject: Gorbals
Importance: High

Does this sound right:

you repeatedly transferred money from one accounting stock unit into another, and did deliberately not accept it into the receiving unit timeously and did then transfer it back again at the end of each accounting period so that the shortfall was not identified

I am not sure about the transfer back again - but that may be right.

He accepted the other changes.

Laura

Laura Irvine
Associate

POL00333579

Solicitor Advocate

bto solicitors
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****

POL00333579

Durham, Rana

From: Robert Daily [GRO]
Sent: 15 May 2014 15:01
To: Irvine, Laura
Subject: Re: Gorbals

Hi Laura

The transfer isn't right. I'm out and about just now let me look at it properly when I get back to Glasgow. If It might be tomorrow before I get back to you.

Robert Daily
Post Office Ltd Security
The Guildhall, 57 Queen St, Glasgow, G1 3AT
GRO
Mobile GRO
Mobex

Sent from Blackberry Device

From: Irvine, Laura [mailto: GRO
Sent: Thursday, May 15, 2014 02:41 PM
To: Robert Daily
Subject: Gorbals

Does this sound right:

you repeatedly transferred money from one accounting stock unit into another, and did deliberately not accept it into the receiving unit timeously and did then transfer it back again at the end of each accounting period so that the shortfall was not identified

I am not sure about the transfer back again - but that may be right.

He accepted the other changes.

Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
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Durham, Rana

From: Lazzarin, Andrew [GRO]
Sent: 15 May 2014 09:27
To: Irvine, Laura
Subject: RE: c/a Stewart

Follow Up Flag: Follow up
Flag Status: Completed

Laura,

Please see my next draft. I have made all of the changes that you suggested, but also taken part 2 of the fraud a bit further as I understand that she concealed shortfalls long term by shuttling them between two stock units at the end of each accounting period. Do you agree that that is what happened? Any further suggestions?

Thanks

Between 22nd May 2009 and 29th November 2012 both dates inclusive} at {Gorbals Post Office, 12-16 Ninian Terrace, Glasgow} you {ROSEMARY STEWART} {did} pretend to {Officials of Post Office Limited}, {148 Old Street, London} {that Gorbals Post Office had fewer cash shortfalls than it did and you did this by false accounting declarations whereby you (1) allocated cash shortfalls as unusable bank notes and lottery scratch cards which did not exist and you did pretend that you had unusable bank notes for and scratch cards in the quantity that you claimed to have held knowing that they did not exist and you and you made deliberately false accounting entries to conceal the shortfall in unusable bank notes and lottery scratch cards and (2) you repeatedly transferred money from one accounting stock unit into another, and did deliberately not accept it into the receiving unit timeously and did then transfer it back again at the end of each accounting period so that the shortfall was not identified by said Officials of Post Office Limited} and did thus induce said {Officials of Post Office Limited} {to consider that Gorbals Post Office had £32,379.54 of assets greater than it did} and did thus obtain {said money} by fraud

---

From: Irvine, Laura [mailto GRO]
Sent: 14 May 2014 17:55
To: Lazzarin, Andrew
Subject: RE: c/a Stewart

Andy

I have two comments.

1. My understanding is that unusable notes are not destroyed. So I have amended the charge to reflect that. Was that contained in the report because I discussed this with Robert Dailly and he did not think that was the case but I am sure you got this from somewhere.
2. I was wondering about adding in a second part to the scheme as per para (2) – it seems to me that an essential part of the fraud was to hide the £32,000 during the branch accounting period so that the Post Office would not ask for the cash back – or refuse to send more stock etc. This was done by starting to transfer 'money' to a different stock unit but not accepting the 'money' into that stock unit which would then leave the 'money' floating around in the ether. She would then accept it into a stock unit just before the branch balance was declared (because the system obliges you to do that) and disguise it as unusable notes and scratch cards.

So I attach a draft for your consideration and I'm happy to discuss further.

Kind regards
Laura

POL00333579

Laura Irvine
Associate
Solicitor Advocate

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From: Lazzarin, Andrew [mailto: GRO]
Sent: 13 May 2014 11:27
To: Irvine, Laura
Subject: c/a Stewart

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I then have to do a short report to persuade my solemn colleagues to place the case on petition which I will do when the charge is finalised.

Thanks

Andy

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Durham, Rana

From: Irvine, Laura
Sent: 14 May 2014 17:55
To: 'Lazzarin, Andrew'
Subject: RE: c/a Stewart
Attachments: Draft charge.doc

Andy

I have two comments.

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Solicitor Advocate

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Subject: c/a Stewart

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POL00333579

have held and you did fail to send unusable bank notes for destruction and you made deliberately false accounting entries to conceal the shortfall in unusable bank notes sent for destruction} and did thus induce said {Officials of Post Office Limited} {to consider that Gorbals Post Office had £32,379.54 of assets greater than it did} and did thus obtain {said money} by fraud

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Andy

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Durham, Rana

From: Irvine, Laura
Sent: 13 May 2014 12:10
To: 'Robert Daily'
Subject: RE: Draft charge for Gorbals case

Okay – that's good for a start – we shouldn't need to much information so we can chat it through tomorrow.

Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
www.bto.co.uk
Please keep in touch. Follow us on:

From: Robert Daily [mailto: GRO]
Sent: 13 May 2014 11:46
To: Irvine, Laura
Subject: RE: Draft charge for Gorbals case

Laura

I only have electronic files as the hard copy is with Cartwright King. Mr El Kasaby has requested Freedom of Information.

I'll give you a call tomorrow to discuss.

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline GRO

Mobile GRO / Mobex GRO

GRO

From: Irvine, Laura [mailto: GRO]
Sent: 13 May 2014 11:36
To: Robert Daily
Subject: Draft charge for Gorbals case
Importance: High

POL00333579

Robert

Andy Lazzarin has asked to comment on the draft charge which is pretty useful However I don't have the papers for this one. Can you give me a call to discuss at some point? I am out of the office this afternoon but will be around tomorrow morning until 11.30am and after 2.30pm.

This will be a useful style for any fraudulent scheme cases that we want to report in the future.

Thanks
Laura

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****

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Durham, Rana

From: Lazzarin, Andrew [GRO]
Sent: 13 May 2014 11:48
To: Irvine, Laura
Subject: RE: c/a Stewart

That would be ideal

Thanks

From: Irvine, Laura [mailto: GRO]
Sent: 13 May 2014 11:46
To: Lazzarin, Andrew
Subject: RE: c/a Stewart

Andy

anks for this. I will need to look out papers and get back to you. Is tomorrow okay?

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

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****

POL00333579

Durham, Rana

From: Irvine, Laura
Sent: 13 May 2014 11:46
To: 'Lazzarin, Andrew'
Subject: RE: c/a Stewart

Andy

Thanks for this. I will need to look out papers and get back to you. Is tomorrow okay?

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: +
T: +
F: +
GRO
www.bto.co.uk
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From: Lazzarin, Andrew [mailto: GRO
Sent: 13 May 2014 11:27
To: Irvine, Laura
Subject: c/a Stewart

Laura,

I think that I have finally got my head around this case. Please see the draft charge that I have come up with. Can you help me with PO Ltd's address? Do you have any suggested changes to the charge?

{Between 22nd May 2009 and 29th November 2012 both dates inclusive} at {Gorbals Post Office, 12-16 Ninian Terrace, Glasgow} you {ROSEMARY STEWART} {did} pretend to {Officials of Post Office Limited}, {HEAD OFFICE ADDRESS} {that Gorbals Post Office had fewer cash shortfalls than it did and you did this by false accounting declarations whereby you allocated cash shortfalls as unusable bank notes and lottery scratch cards which did not exist and you did pretend that you had sent unusable bank notes for destruction in the quantity that you claimed to have held and you did fail to send unusable bank notes for destruction and you made deliberately false accounting entries to conceal the shortfall in unusable bank notes sent for destruction} and did thus induce said {Officials of Post Office Limited} {to consider that Gorbals Post Office had £32,379.54 of assets greater than it did} and did thus obtain {said money} by fraud

I then have to do a short report to persuade my solemn colleagues to place the case on petition which I will do when the charge is finalised.

Thanks

Andy

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POL00333579

Durham, Rana

From: Irvine, Laura
Sent: 13 May 2014 11:36
To: 'Robert Daily'
Subject: Draft charge for Gorbals case

Importance: High

Robert

Andy Lazzarin has asked to comment on the draft charge which is pretty useful However I don't have the papers for this one. Can you give me a call to discuss at some point? I am out of the office this afternoon but will be around tomorrow morning until 11.30am and after 2.30pm.

This will be a useful style for any fraudulent scheme cases that we want to report in the future.

Thanks
Laura

[redacted]

{Between 22nd May 2009 and 29th November 2012 both dates inclusive} at {Gorbals Post Office, 12-16 Ninian Terrace, Glasgow} you {NAME } {did} pretend to {Officials of Post Office Limited}, {HEAD OFFICE ADDRESS} {that Gorbals Post Office had fewer cash shortfalls than it did and you did this by false accounting declarations whereby you allocated cash shortfalls as unusable bank notes and lottery scratch cards which did not exist and you did pretend that you had sent unusable bank notes for destruction in the quantity that you claimed to have held and you did fail to send unusable bank notes for destruction and you made deliberately false accounting entries to conceal the shortfall in unusable bank notes sent for destruction} and did thus induce said {Officials of Post Office Limited} {to consider that Gorbals Post Office had £32,379.54 of assets greater than it did} and did thus obtain {said money} by fraud

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
[redacted] GRO
F: [redacted]
www.bto.co.uk
Please keep in touch. Follow us on: [redacted]

POL00333579

Durham, Rana

From: Lazzarin, Andrew [GRO]
Sent: 13 May 2014 11:27
To: Irvine, Laura
Subject: c/a Stewart

Laura,

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I then have to do a short report to persuade my solemn colleagues to place the case on petition which I will do when the charge is finalised.

Thanks

Andy

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POL00333579

Durham, Rana

From: Jarnail Singh [GRO]
Sent: 23 April 2014 14:37
To: Irvine, Laura
Cc: MacNeill, Lindsay
Subject: RE: The letter

Thanks.

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ
GRO Postline: GRO
Mobex:
GRO
Post Office stories
@postofficenews

From: Irvine, Laura [mailto: GRO]
Sent: 23 April 2014 14:29
To: Jarnail Singh
Cc: MacNeill, Lindsay
Subject: The letter

Jarnail

The fiscal was able to send me a copy of the letter that was sent out. It is attached to this email. He's on a roll today.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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T: + GRO
F: +
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****

POL00333579

[redacted]am, Rana

From: Irvine, Laura
Sent: 23 April 2014 14:29
To: 'Jarnail Singh'
Cc: MacNeill, Lindsay
Subject: The letter

Jarnail

The fiscal was able to send me a copy of the letter that was sent out. It is attached to this email. He's on a roll today.

Kind regards
Laura

Laura Irvine
[redacted]ssociate
[redacted]olicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
F:
www.bto.co.uk
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letter to Mrs El Kasaby.pdf

[redacted]

POL00333579

Crown Office and Procurator Fiscal Service
Procurator Fiscal's Office, GLASGOW SOUTH (G) DIVISION, 10
BALLATER STREET, GLASGOW, G5 9PS

JACQUELINE EL KASABY

GRO

Tel No (from landline): GRO
Tel No (from mobile):

RNID Typetalk prefix: 18001

Fax: GRO
Legal Post Ref: LP - 4

Your ref:
Our ref: GG13010308

23 April 2014

Dear Madam

CASE AGAINST: JACQUELINE EL KASABY

I have now reviewed the case and have decided to take no action against you.

If you have instructed a solicitor, please show this letter to him.

Yours faithfully

Procurator Fiscal Depute

DATE OF OFFENCE: between 22nd May 2009 and 29th November 2012
LOCUS: Gorbals Post Office, 12-16 Ninian Terrace, Glasgow,
CHARGE: embezzlement

POL00333579

[redacted]am, Rana

From: Lazzarin, Andrew [redacted] GRO
Sent: 23 April 2014 13:38
To: Irvine, Laura
Subject: ta da
Attachments: 35591088.PDF

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[redacted]

POL00333579

[redacted]m, Rana

From: Irvine, Laura
Sent: 23 April 2014 13:28
To: 'Jarnail Singh'
Cc: MacNeill, Lindsay
Subject: Mrs El Kasaby

Jarnail

The fiscal has confirmed that the letter is being sent today.

I attach an earlier copy – he has removed a sentence about the meditation scheme which I have blacked out – sorry it looks a bit odd but the poor man is in the middle of a jury trial.

Kind regards
Laura

[redacted] 35591088.pdf

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
F:
www.bto.co.uk

[redacted]ease keep in touch. Follow us on:

POL00333579

[redacted]m, Rana

From: Lazzarin, Andrew [GRO]
Sent: 23 April 2014 13:21
To: Irvine, Laura
Subject: RE: Gorbals PO

Thanks. It was buried in a big pile of emails about custodies. The letter has been amended as suggested and is in the mail tray to leave the building

---

From: Irvine, Laura [mailto: GRO]
Sent: 23 April 2014 13:16
To: Lazzarin, Andrew
Subject: RE: Gorbals PO

Andy

I sent this earlier:

[redacted]don't think the Post Office were technically Mrs El Kasaby's employers and I think she must have applied for the scheme rather than been asked to take part. So it might be better to leave that sentence out. But the rest is fine.

Thank you very much for dealing with this when you are out doing other things.

Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: +
T: + GRO
[redacted]ww.bto.co.uk
Please keep in touch. Follow us on:

From: Lazzarin, Andrew [mailto: GRO]
Sent: 23 April 2014 13:10
To: Irvine, Laura
Subject: RE: Gorbals PO

It can if you are happy with the terms. I'll send it when I come back from court. It is already through FOS as no action for her.

A

From: Irvine, Laura [mailto: GRO]
Sent: 23 April 2014 12:12
To: Lazzarin, Andrew
Subject: RE: Gorbals PO
Importance: High

Andy

POL00333579

Could you confirm that this will go today? There is a meeting with Post Office tomorrow and this case [redacted] be discussed.

Thanks
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
F:
www.bto.co.uk
Please keep in touch. Follow us on:

From: Lazzarin, Andrew [mailto GRO]
Sent: 23 April 2014 09:27
To: Irvine, Laura
Subject: Gorbals PO

Laura,

Are you content with the terms of this letter?

Andy

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POL00333579

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Laura

[redacted]aura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: [redacted] GRO
T: [redacted]
F: [redacted]
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Sent: 23 April 2014 13:10
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Laura Irvine

POL00333579

Associate
Solicitor Advocate

bto solicitors
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Importance: High

[redacted]dy

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Thanks
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Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
F:
www.bto.co.uk

[redacted]ase keep in touch. Follow us on:

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POL00333579

m, Rana

From: Jarnail Singh GRO
Sent: 23 April 2014 12:53
To: Irvine, Laura
Subject: RE: Mrs El Kasaby

Many Thanks.

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ
GRO Postline GRO
Mobex:
GRO
Post Office stories
@postofficenews

POST OFFICE

From: Irvine, Laura [mailto: GRO]
Sent: 23 April 2014 12:41
To: Jarnail Singh
Subject: RE: Mrs El Kasaby

Jarnail

Amended version attached.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
F:
www.bto.co.uk

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From: Jarnail Singh [mailto GRO
Sent: 23 April 2014 12:35
To: Irvine, Laura
Subject: RE: Mrs El Kasaby

Thanks Laura
Please amend the date to 12th December 2013 from 14. Also 28th January would know delete i.
8th April 2014 say in view of nature and complexly of the case he wanted to deal with it himself.

POL00333579

Will chase and provide PFO for copy of letter to El Kasaby.
Best wishes

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ
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Mobex:
GRO
Post Office stories
@postofficenews

From: Irvine, Laura [mailto GRO]
Sent: 23 April 2014 12:25
To: Jarnail Singh
Cc: MacNeill, Lindsay
Subject: Mrs El Kasaby

Jarnail

I attach a summary of the action that we have taken in relation to this case. Please let me know if this is what you would like or I can add more detail if necessary.

The fiscal sent me a copy of a letter to be sent to Mrs El Kasaby today to indicate that no proceedings were being taken. I have asked him to confirm that the letter will be sent today. I suspect he is in court all day but I will let you know as soon as I get a response.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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POL00333579

Outline of action taken in relation to the case against Mrs El Kasaby

Report sent to PF during 2013 with Mrs El Kasaby and Mrs Stewart as potential accused for charges of embezzlement. Robert Dailly had been in touch with the PF about this case and full statements were requested before the case was marked. During the preparation of full statements, Suzanne Winter identified issue with the auditor's report in November 2013

12 December 2013	Meeting with Andy Lazzarin (PF), Robert Dailly, Suzanne Winter and Laura Irvine when PF agreed that he would not proceed against Mrs El Kasaby but that he would proceed against Mrs Stewart in relation to charges of fraudulent scheme. He asked for full statements to be submitted.
27 January 2014	Email sent to PF asking if case marked yet and he indicated that he was not going to be proceeding against Mrs El Kasaby
28 January 2014	Mediation team indicated that if they wrote to Mrs El Kasaby she would know that the PF was not intending to proceed against her and they wanted to know when the PF would tell her
28 January 2014	The PF was asked (via email) when a decision would be taken but no response was received as he had been moved.
28 January 2014	Full statements were provided to the PF.
11 March 2014	The PF indicated that he had been moved and had not marked the case yet, and therefore no letter had been sent to Mrs El Kasaby. He also indicated that he was content for the Post Office to confirm to Mrs El Kasaby that no proceedings would be taken against her. He was hoping to be back in his office on 3 April 2104.
8 April 2014	The PF indicated that his move to a different office had been extended due to staff illness. He was not going to be back in his old office in the near future but wanted to deal with this matter as he had met with the Post Office and the case was complex.
17 April 2014	We requested that someone else could at least let Mrs El Kasaby know that proceedings were not going to be taken
23 April 2014	The PF has drafted a letter to go to Mrs El Kasaby and we will continue to chase the PF to confirm that the letter has been sent. We will ask for a copy of it.

POL00333579

[redacted]urham, Rana

From: Irvine, Laura
Sent: 23 April 2014 12:41
To: 'Jarnail Singh'
Subject: RE: Mrs El Kasaby
Attachments: Summary of contact with PF.doc

Jarnail

Amended version attached.

Kind regards
Laura

Laura Irvine
Associate
[redacted]licitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: +
T: + GRO
F: +
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Please keep in touch. Follow us on:

From: Jarnail Singh [mailto: GRO
Sent: 23 April 2014 12:35
To: Irvine, Laura
Subject: RE: Mrs El Kasaby

Thanks Laura
Please amend the date to 12th December 2013 from 14. Also 28th January would know delete i. 8th April 2014 say in view of nature and complexly of the case he wanted to deal with it himself. [redacted]l chase and provide PFO for copy of letter to El Kasaby.
Best wishes

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ
GRO Postline: GRO
Mobex:
GRO
Post Office stories
@postofficenews

From: Irvine, Laura [mailto: GRO
Sent: 23 April 2014 12:25
To: Jarnail Singh

POL00333579

Cc: MacNeill, Lindsay
Subject: Mrs El Kasaby

Jarnail

I attach a summary of the action that we have taken in relation to this case. Please let me know if this is what you would like or I can add more detail if necessary.

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Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: +
T: + GRO
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POL00333579

Durham, Rana

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Please keep in touch. Follow us on:

Summary of
ntact with PF.doc

POL00333579

Durham, Rana

From: Irvine, Laura
Sent: 23 April 2014 12:12
To: 'Lazzarin, Andrew'
Subject: RE: Gorbals PO

Importance: High

Andy

Could you confirm that this will go today? There is a meeting with Post Office tomorrow and this case will be discussed.

Thanks
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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T: + GRO
F: +
www.bto.co.uk
Please keep in touch. Follow us on:

From: Lazzarin, Andrew [mailto: GRO
Sent: 23 April 2014 09:27
To: Irvine, Laura
Subject: Gorbals PO

Laura,

Are you content with the terms of this letter?

Andy

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[redacted]

Durham, Rana

From: Irvine, Laura
Sent: 23 April 2014 09:31
To: 'Lazzarin, Andrew'
Subject: RE: Gorbals PO

Andy

Thank you for this – I really appreciate your assistance with this.

I don't think the Post Office were technically Mrs El Kasaby's employers and I think she must have applied for the scheme rather than been asked to take part. So it might be better to leave that sentence out. But the rest is fine.

Kind regards
Laura

[redacted]

Laura Irvine
Associate
Solicitor Advocate

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Attachments: 35591088.PDF

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Crown Office and Procurator Fiscal Service
Procurator Fiscal's Office, GLASGOW SOUTH (G) DIVISION, 10
BALLATER STREET, GLASGOW, G5 9PS

JACQUELINE EL KASABY

GRO

Tel No (from landline): GRO
Tel No (from mobile):

RNID Typetalk prefix: 18001

Fax: GRO
Legal Post Ref: LP - 4

Your ref:
Our ref: GG13010308

23 April 2014

Dear Madam

CASE AGAINST: JACQUELINE EL KASABY

I have now reviewed the case and have decided to take no action against you. I understand that your employers wish you to take part in a mediation scheme and I would urge you to comply.

If you have instructed a solicitor, please show this letter to him.

Yours faithfully

Procurator Fiscal Depute

DATE OF OFFENCE: between 22nd May 2009 and 29th November 2012
LOCUS: Gorbals Post Office, 12-16 Ninian Terrace, Glasgow,
CHARGE: embezzlement

POL00333579

Fee Payment Received

bto
brechin tindal oatts solicitors

Matter Number: POST/0003/00004
Client: Post Office Ltd,
Matter: Gorbals Post Office / Rosemary S

Please check the appropriate box

(•) Firms Account ( ) Petty Cash ( ) Clients Account ( ) Refund Disbursement

Fee Earner: LJI
Payer:
Free Format Payer: Post Office

Payment Allocation

Fee Note No.	132519	Amount	GRO
Fee Note No.		Amount	
Fee Note No.		Amount	

Composed By: RDU Date: 23 April 2014 Time: 15:03:51

Print Refresh

Instructed by	Date
Fee Earner	

Actioned by	Date
Cash Department	

POL00333579

[redacted]am, Rana

From: Jarnail Singh [GRO]
Sent: 22 April 2014 14:17
To: Irvine, Laura
Cc: MacNeill, Lindsay; Belinda Crowe; Parsons, Andrew; Jessica Madron
Subject: RE: update on Scottish cases

Thank you.

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ
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Subject: RE: update on Scottish cases

Thanks Laura

POL00333579

[redacted] keep me updated ensuring PFO deal with this as matter of urgency.
[redacted] Wishes
Jarnail

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As it is an unusual case and we have had a meeting with him about it, I can understand why he is reluctant to let anyone else deal with it. However we will contact him and suggest that perhaps someone else could at least write to Mrs El Kasaby to advise her that she will not be prosecuted and that will allow the Post Office you to progress the mediation issue.

I will let you know the outcome.

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Kind regards,

Lindsay MacNeill
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Please keep in touch. Follow us on:

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From: MacNeill, Lindsay [mailto: GRO
Sent: 11 March 2014 16:50
To: Jarnail Singh
Cc: Irvine, Laura
Subject: RE: update on scottish cases

Good Afternoon Jarnail,

The Procurator Fiscal advised that he has been unable to progress the Stewart Street case because he has been sent to cover court work for a different office until 3 April.

Mr Lazarrin said that he intends to write a letter to Mrs Kasaby to inform her that she will not be prosecuted in relation to this matter, but has not had a chance to draft it. He said if we want to inform Mrs Kasaby of his decision then we can do so. He will draft and send his own letter as soon as he gets back to Glasgow.

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<image001.jpg>

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On 11 Mar 2014, at 15:17, "Jarnail Singh" <GRO> wrote:

> Morning Laura
> . I need to report on the Scottish case. Is there any definitive news about that prosecution of the suspect being informed he would not be prosecuted?
> Best wishes.
> jarnail

Jarnail Singh I Criminal Lawyer
<image001.jpg>

<image002.png> 148 Old Street, LONDON, EC1V 9HQ
<image003.png> GRO Postline: GRO

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One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
M:
www.bto.co.uk

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[redacted]rham, Rana

From: Jarnail Singh [GRO]
Sent: 22 April 2014 12:25
To: Irvine, Laura
Cc: MacNeill, Lindsay; Belinda Crowe; Parsons, Andrew; Jessica Madron
Subject: RE: update on Scottish cases

Laura
Is there any way you can provide chronology of steps taken to chase the PF before 1pm Thursday? Preferably in a format that we can forward to Tony Hooper Chairman of the Mediation Scheme please.
Best wishes
Jarnail

Jarnail Singh I Criminal Lawyer

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POL00333579

[redacted]am, Rana

From: Irvine, Laura
Sent: 17 April 2014 12:38
To: 'Lazzarin, Andrew'
Cc: MacNeill, Lindsay
Subject: Gorbals Post Office case

Andy

I am sorry to bother you about this as Lindsay has explained to me that you have been dragged away from case marking and do not have access to these papers.

My clients (the Post Office) are trying to deal with an application to their mediation scheme by Mrs El Kasaby – I'm not privy to which. This is pretty high profile and I understand that the protocol is such that they cannot accept an application to join the mediation scheme from someone against whom criminal proceedings are still pending. They do not want to pre-empt a decision by the Crown and so they are waiting on confirmation being sent to Mrs El Kasaby. Therefore my clients have asked me to find out if it would it be possible for someone in marking to advise Mrs El Kasaby that she will not have proceedings [redacted]ken against her so that the Post Office can take the mediation side of things forward.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: [redacted]
T: [redacted] GRO
F: [redacted]
www.bto.co.uk
Please keep in touch. Follow us on:

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[redacted]m, Rana

From: Jarnail Singh GRO
Sent: 17 April 2014 11:48
To: Irvine, Laura
Cc: Belinda Crowe; MacNeill, Lindsay
Subject: RE: update on Scottish cases

Thanks Laura
Please can keep me updated ensuring PFO deal with this as matter of urgency.
Best Wishes
Jarnail

Jarnail Singh I Criminal Lawyer

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From: Irvine, Laura GRO
Sent: 17 April 2014 11:39
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Cc: Belinda Crowe; MacNeill, Lindsay
Subject: RE: update on Scottish cases

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Lindsay was in touch with the fiscal who has been dealing with this case last week. He is unfortunately [redacted]rking from a different office due to staff illness, and therefore he has been unable to deal with this matter.

As it is an unusual case and we have had a meeting with him about it, I can understand why he is reluctant to let anyone else deal with it. However we will contact him and suggest that perhaps someone else could at least write to Mrs El Kasaby to advise her that she will not be prosecuted and that will allow the Post Office you to progress the mediation issue.

I will let you know the outcome.

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POL00333579

[redacted]rham, Rana

From: Jarnail Singh [GRO]
Sent: 11 March 2014 17:08
To: MacNeill, Lindsay
Cc: Irvine, Laura
Subject: RE: update on Scottish cases

Lindsay
Appreciate your help . I think we need confirmation from the PFO that a letter to Mrs Kasaby has been posted to inform her that she would not be prosecuted.
Best wishes

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ
GRO Postline: GRO
Mobex:
GRO
Post Office stories
@postofficenews

From: MacNeill, Lindsay [GRO]
Sent: 11 March 2014 16:50
To: Jarnail Singh
Cc: Irvine, Laura
Subject: RE: update on scottish cases

Good Afternoon Jarnail,

[redacted]e Procurator Fiscal advised that he has been unable to progress the Stewart Street case because he has been sent to cover court work for a different office until 3 April.

Mr Lazarrin said that he intends to write a letter to Mrs Kasaby to inform her that she will not be prosecuted in relation to this matter, but has not had a chance to draft it. He said if we want to inform Mrs Kasaby of his decision then we can do so. He will draft and send his own letter as soon as he gets back to Glasgow.

Kind regards,

Lindsay MacNeill
Solicitor

bto solicitors
48 St Vincent Street Glasgow G2 5HS
T: GRO
F:
www.bto.co.uk
Please keep in touch. Follow us on

From: Irvine, Laura
Sent: 11 March 2014 16:08

POL00333579

To: Jarnail Singh
Cc: MacNeill, Lindsay
Subject: Re: update on scottish cases

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We'll try and get you an answer as soon as possible.

Kind regards
Laura

Sent from my iPad

On 11 Mar 2014, at 15:35, "Jarnail Singh" <GRO> wrote:

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>
> Jarnail Singh I Criminal Lawyer
> <image001.jpg>
>
> <image002.png> 148 Old Street, LONDON, EC1V 9HQ
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> <image004.png> Mobex:
> <image005.png> GRO
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> <image008.jpg>
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> **From:** Irvine, Laura GRO
> **Sent:** 11 March 2014 15:32
> **To:** Jarnail Singh
> **Cc:** MacNeill, Lindsay
> **Subject:** Re: update on scottish cases
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> Jarnail
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>
> Laura Irvine
> bto solicitors
> One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
> D:
> T: GRO
> M
> www.bto.co.uk

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On 11 [illegible] 2011 at 15:17, "Jarnail Singh" <GRO> wrote:

Morning Laura
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Best wishes.
jarnail

Jarnail Singh I Criminal Lawyer
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[redacted]rham, Rana

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Sent: 11 March 2014 16:50
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Cc: Irvine, Laura
Subject: RE: update on scottish cases

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Lindsay MacNeill
[redacted]licitor

bto solicitors
48 St Vincent Street Glasgow G2 5HS
T: +
F: + GRO
www.bto.co.uk
Please keep in touch. Follow us on:

From: Irvine, Laura
Sent: 11 March 2014 16:08
To: Jarnail Singh
Cc: MacNeill, Lindsay
Subject: Re: update on scottish cases

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We'll try and get you an answer as soon as possible.

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Laura

Sent from my iPad

On 11 Mar 2014, at 15:35, "Jarnail Singh" GRO wrote:

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Jarnail Singh I Criminal Lawyer
<image001.jpg>

<image002.png> 148 Old Street, LONDON, EC1V 9HQ
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<image005.png> GRO

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<image006.jpg> Post Office stories
<image007.jpg> @postofficenews
<image008.jpg>

From: Irvine, Laura [GRO]
Sent: 11 March 2014 15:32
To: Jarnail Singh
Cc: MacNeill, Lindsay
Subject: Re: update on scottish cases

Jarnail

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Kind regards
Laura

Laura Irvine
bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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T: GRO
M:
www.bto.co.uk

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Jarnail Singh I Criminal Lawyer
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<image005.png> Jarnail [GRO]
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<image007.jpg> @postofficenews
<image008.jpg>

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[redacted]rham, Rana

From: MacNeill, Lindsay
Sent: 11 March 2014 16:27
To: Irvine, Laura
Subject: DRAFT RE: update on scottish cases

Happy?

Good Afternoon Jarnail,

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Mr Lazarrin said that he intends to write a letter to Mrs Kasaby to inform her that she will not be prosecuted in relation to this matter, but has not had a chance to draft it. He said if we want to inform Mrs Kasaby of his decision then we can do so. He will draft and send his own letter as soon as he gets back to Glasgow.

Kind regards,

[redacted]ndsay MacNeill
[redacted]olicitor

bto solicitors
48 St Vincent Street Glasgow G2 5HS
T: [redacted]
F: [redacted] GRO
www.bto.co.uk
Please keep in touch. Follow us on:

From: Irvine, Laura
Sent: 11 March 2014 16:18
To: MacNeill, Lindsay
Subject: Fwd: update on scottish cases

Can you let Jarnail know. Thanks.

Sent from my iPad

Begin forwarded message:

> **From:** "MacNeill, Lindsay" <[redacted] GRO
> **Date:** 11 March 2014 16:13:38 GMT
> **To:** "Irvine, Laura" <[redacted] GRO
> **Subject: FW: update on scottish cases**
>
> I spoke to Andy – who now might recall coming to my [redacted] IRRELEVANT
>
> He's been sent to Ayrshire to do summary work until 3 April. He intends to write the letter, but can't get back to his desk to catch up on his work. He said if we want to inform Mrs Kasaby we can "knock ourselves out". He will do it as soon as he gets back to Glasgow.
>
> Lindsay MacNeill
> Solicitor
>
> **bto** solicitors
> 48 St Vincent Street Glasgow G2 5HS
> **T:** [redacted]
> **F:** [redacted] GRO

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Please keep in touch. Follow us on: <image001.png>

From: Irvine, Laura
Sent: 11 March 2014 16:08
To: Jarnail Singh
Cc: MacNeill, Lindsay
Subject: Re: update on scottish cases

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> <image001.jpg>
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Durham, Rana

From: MacNeill, Lindsay
Sent: 11 March 2014 16:14
To: Irvine, Laura
Subject: FW: update on scottish cases

I spoke to Andy – who now might recall coming to my IRRELEVANT

He's been sent to Ayrshire to do summary work until 3 April. He intends to write the letter, but can't get back to his desk to catch up on his work. He said if we want to inform Mrs Kasaby we can "knock ourselves out". He will do it as soon as he gets back to Glasgow.

Lindsay MacNeill
Solicitor

bto solicitors
48 St Vincent Street Glasgow G2 5HS
T: + GRO
www.bto.co.uk
Please keep in touch. Follow us on:

From: Irvine, Laura
Sent: 11 March 2014 16:08
To: Jarnail Singh
Cc: MacNeill, Lindsay
Subject: Re: update on scottish cases

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Laura

Sent from my iPad

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Jarnail Singh I Criminal Lawyer
<image001.jpg>

<image002.png> 148 Old Street, LONDON, EC1V 9HQ
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From: Irvine, Laura [GRO]
Sent: 11 March 2014 15:32
To: Jarnail Singh
Cc: MacNeill, Lindsay
Subject: Re: update on scottish cases

Jarnail

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> . I need to report on the Scottish case. Is there any definitive news about that prosecution of the suspect being informed he would not be prosecuted?
> Best wishes.
> jarnail

Jarnail Singh I Criminal Lawyer
<image001.jpg>
<image002.png> 148 Old Street, LONDON, EC1V 9HQ
<image003.png> GRO Postline: GRO
<image004.png> Mobex:
<image005.png> GRO
<image006.jpg> Post Office stories
<image007.jpg> @postofficenews
<image008.jpg>

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****

POL00333579

Durham, Rana

From: Jarnail Singh GRO
Sent: 11 March 2014 10:34
To: Irvine, Laura
Subject: update on scottish cases

Morning Laura
. I need to report on the Scottish case. Is there any definitive news about that prosecution of the suspect being informed he would not be prosecuted?
Best wishes.
jarnail

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

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****

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Durham, Rana

From: Irvine, Laura
Sent: 28 January 2014 21:34
To: 'Lazzarin, Andrew'
Subject: RE: Gorbals Post Office case

Andy

Sorry to bother you about this again.

The Post Office is concerned that if they write to her and tell her that she can be included in the mediation scheme, she will realise that no proceedings are going to be taken against her. It, quite rightly, feels that it should not be the one to do this. I have explained that the Crown is not under any obligation to inform an accused that proceedings are not going to be taken, but I wondered if you are planning to do that in this case and, if so, when would that be. If at all possible, the Post Office has asked for a copy of any letter that you send confirming that no proceedings are going to be taken.

[redacted]anks and kind regards,
Laura

Laura Irvine
Associate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: +[redacted]
T: +[redacted] GRO
F: +[redacted]
www.bto.co.uk

From: Lazzarin, Andrew [mailto:[redacted] GRO]
Sent: 28 January 2014 10:04
To: [redacted]: Irvine, Laura
Subject: RE: Gorbals Post Office case

Laura,

While I have not yet informed El Kasaby that the case is not proceeding against her, I am content that we came to the right decision about trying to use her as a witness rather than trying to prosecute her. She can take part in mediation if the Post Office want her to. The reference is GG13010308.

Andy

From: Irvine, Laura [mailto:[redacted] GRO]
Sent: 27 January 2014 16:06
To: Lazzarin, Andrew
Subject: Gorbals Post Office case

Andy

I hope you are well and thank you for meeting with Robert, Suzanne and I before Christmas in relation to the above case. I am afraid that I do not have the PF reference but I hope you know which one I am talking about.

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I was just wondering if you had informed the potential accused Mrs El Kasaby that the case would not be proceeding against her? Or indeed if that decision had been taken? I know that this was the intention following our discussions. The Post Office has a mediation scheme running at the moment which is to deal with complaints made by sub-postmasters about the Horizon system and they need to know if Mrs El Kasaby is going to be prosecuted, or not, so that they can deal with her case.

Are you able to tell me?

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

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One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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[redacted]cation

bto
brechin tindal oatts solicitors

Matter Number: POST/0003/00004

Client: Post Office Ltd,

Matter: Gorbals Post Office / Rosemary S

Fee Earner Allocation	LJI				VAT Rate	20%
Amount	GRO				GRO	
VAT						
Total						
Ledger						

Can Fees Be Taken From Client Funds Held? (THIS FIELD MUST BE COMPLETED) Yes No

WIP to _____ has been included in this Fee

Composed By: RDU Date: 07 March 2014 Time: 10:44:26

Print Refresh

Complete this section after the Fee Note Number has been allocated by the Cash Department

Fee Note No.

Date Sent to Client

[redacted]gned Date

Notes

Fees To Be Taken From Client Funds Held ☐ Yes ☐ No

POL00333579

Fees Detail

Matter Code	**Bill Type**	**From**	< Earliest >
POST/0003/00004	Interim	**To**	24-Feb-2014

Client Name
Post Office Ltd

Matter Description
Gorbals Post Office / Rosemary Stewart

Address
Legal and Compliance
148 Old Street

Matter Manager Antony Jones
Fee Earner Laura Irvine

Department 00130 -Criminal
Case Type 0543-Litigation (Edin) Normal

Date	*Rate Level*	*Earner*	*Grade*	*Time*	*Charge*	*Narrative*
27-Nov-2013	POSTOF	LJI	Associate	0:20		Attendance / Meeting with Robert Daily; Simon Hutchinson and Suzanne Winter
28-Nov-2013	POSTOF	LJI	Associate	0:30		Considering matter / Examining docs reading over report
05-Dec-2013	POSTOF	LJI	Associate	0:45		Drafting (Production & Revisal) an email to Robert Daily and Simon Huthcinson re this case
12-Dec-2013	POSTOF	LJI	Associate	2:10		Travelling to and from Paisley PF's office (time psenton other matters when on the train)
12-Dec-2013	POSTOF	LJI	Associate	1:30		Attendance / Meeting with Andy Lazzarin to discuss the case
12-Dec-2013	POSTOF	LJI	Associate	0:10		Correspondence email to Simon Hutchinson re this case and meeting with PF
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28-Jan-2014	POSTOF	LJI	Associate	0:10	GRO	Correspondence emails with Andy Lazzarin and Jarnail re decision not to prosecute
28-Jan-2014	POSTOF	LJI	Associate	0:10		Correspondence with Jarnail re PF and informing Ms Kasaby and emails to PF

FEE & TIME SUMMARY

Time and Charge as per Billing Guide		**6:20**
Time and Charge Abated		**0:00**
Time and Fee Charges		**6:20**
Associate	**6:20**	

POL00333579

Date	*Rate Level*	*Earner*	*Grade*	*Time*	*Charge*	*Narrative*

BTO fee note & apportionment information - BTO use only

LJI

GRO

	Value	VAT
Expenses		
LJI return train travel to Glasgow 11/12/13	GRO	
Fee		
Anticipated Disbursements		
Disbursements		
Expenses		
Total exc Disbursements		
Grand Total		

POL00333579

Fees Detail

Matter Code	**Bill Type**	**From**	< Earliest >
POST/0003/0C004	Interim	**To**	24-Feb-2014
Client Name	**Matter Description**		
Post Office Ltd	Gorbals Post Office / Rosemary Stewart		
Address	**Matter Manager** Antony Jones	**Department**	00130 -Criminal
Legal and Compliance	**Fee Earner** Laura Irvine	**Case Type**	0543-Litigation (Edin) Normal
148 Old Street			

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GRO

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LJI return train travel to Glasgow 11/12/13	GRO	
Fee		
Anticipated Disbursements		
Disbursements		
Expenses		
Total exc Disbursements		
Grand Total		

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[redacted], Rana

From: Irvine, Laura
Sent: 28 January 2014 21:21
To: 'Jarnail Singh'
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Jarnail

I will contact the PF and find out when he is likely to make his decision known to Ms Kasaby. I think that Robert was going to get the additional information to him today so hopefully that will speed up his decision.

I'll let you know as soon as possible.

Kind regards
Laura

[redacted]ura Irvine
Associate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: GRO
T:
F:
www.bto.co.uk

From: Jarnail Singh [mailto GRO
Sent: 28 January 2014 17:25
To: Irvine, Laura
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Laura
I have been advised by the Mediation scheme team that if they write to Mrs Kasaby to allow her to the scheme, she will know PF have decided not to prosecute her. May we ask PF when they are likely to inform Mrs Kasaby of their [redacted]cision and could you be given this information perhaps a copy of letter send to her of the decision .
Thanks

Jarnail Singh I Criminal Lawyer

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From: Jarnail Singh
Sent: 28 January 2014 14:12
To: 'Irvine, Laura'
Cc: Robert Daily
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Laura
Thanks for the update .I have copied this to POL mediation team.

Jarnail Singh I Criminal Lawyer

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From: Irvine, Laura [GRO]
Sent: 28 January 2014 10:17
To: Jarnail Singh
Cc: Robert Daily
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Jarnail

I attach the response from the fiscal office. He had indicated that he has not informed Ms El Kasaby that the case will not proceed against her, but that is his intention. However his view when we spoke to him was that the case against her sister-in-law Ms Stewart would proceed.

Kind regards
Laura

Laura Irvine
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Solicitor Advocate

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From: Jarnail Singh [GRO]
Sent: 27 January 2014 15:50
To: Robert Daily
Cc: Irvine, Laura
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

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[redacted] need this inform. For the Mediation process. As you Know in England and Wales the Investigation writes to [redacted] suspect of the outcome of his investigation after advice from Legal.

Jarnail Singh I Criminal Lawyer

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From: Robert Daily
Sent: 27 January 2014 15:43
To: Jarnail Singh
Cc: Irvine, Laura GRO)
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Laura

Would the PF write to someone reported if no further action was being taken?

Jarnail

Has a complaint been made?

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

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Mobile GRO / Mobex

GRO

From: Jarnail Singh
Sent: 27 January 2014 15:41
To: Robert Daily
Cc: Irvine, Laura GRO)
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Robert

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Who tells her PF or POL.

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

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Mobex:

GRO

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From: Robert Daily
Sent: 27 January 2014 15:40
To: Jarnail Singh
Cc: Irvine, Laura (GRO
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Jarnail

No El Kasaby was not informed she would not be facing prosecution.

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline GRO

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From: Jarnail Singh
Sent: 27 January 2014 15:38
To: Robert Daily; Irvine, Laura
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Robert
In case of Kasaby PF have decided there is insufficient evidence. Did POL tell her she would not be prosecuted ! How?

Jarnail Singh I Criminal Lawyer

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Historically nothing has been sent however this is something I'll discuss with Laura.

The case against Stewart & El Kasaby is still active. All productions and statements will be handed to the PF tomorrow.

Regards

Robert

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Phone GRO Postline GRO
Mobil / Mobex

robert.daily@postoffice.co.uk

From: Jarnail Singh
Sent: 27 January 2014 15:31
To: Irvine, Laura
Cc: Robert Daily
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Laura / Robert
What is the process in Scotland when a security investigation comes to a close without resulting in a summons being issued (either before or after receiving charging advice), does Post Office send anything to the SPMR to confirm the investigation is closed and that a prosecution will not happen? What happen in the case of Kasaby.

If so, what is sent?

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Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Jarnail

This case was sent to the PF's office and is being dealt with by Andy Lazzarin. Robert, Suzanne and I met with him before Christmas and we discussed the case. He agreed with me that there was insufficient evidence against Mrs El Kasaby in relation to any crime but that there was sufficient evidence of a fraudulent scheme being carried out by Mrs Stewart. This offence is similar to the false accounting charge that you libel in England and Wales.

Suzanne had some work to do with the figures as the auditors had not done a great job there but the fiscal was not too phased by that and requested full statements and any additional information that would allow him to proceed to mark this case. I am not sure where Suzanne and Robert are with that but I am meeting with Robert on Monday and will get an update from him.

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Laura
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POL00333579

[redacted]m, Rana

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POL00333579

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[redacted]

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Regards

Robert

Robert Daily I **Security Manager**

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Can you provide an update as to the progress of the above prosecution .
Has the papers gone to PF office for decision? Or Robert is investigating or making further enquiries in the case before submissions to PRO.for decision or their recommendations.

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

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Mobex:

GRO

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Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

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From: Irvine, Laura [GRO]
Sent: 28 January 2014 10:17
To: Jarnail Singh
Cc: Robert Daily
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Jarnail

I attach the response from the fiscal office. He had indicated that he has not informed Ms El Kasaby that [redacted]e case will not proceed against her, but that is his intention. However his view when we spoke to him was that the case against her sister-in-law Ms Stewart would proceed.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: +[redacted]
T: +
F: +
GRO
www.bto.co.uk
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From: Jarnail Singh [GRO]
Sent: 27 January 2014 15:50

POL00333579

To: Robert Daily
Cc: Irvine, Laura
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

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Jarnail

Has a complaint been made?

Regards

Robert

Robert Daily I **Security Manager**

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POL00333579

[redacted]m, Rana

[redacted]m: Irvine, Laura
[redacted]ent: 28 January 2014 10:13
To: 'Lazzarin, Andrew'
Subject: RE: Gorbals Post Office case

Andy

Many thanks for that information. I understand that Robert may be dropping off the additional evidence today for your consideration.

Kind

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
[redacted]e Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: [redacted]
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F: [redacted]
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Please keep in touch. Follow us on:

From: Lazzarin, Andrew [mailto[redacted] GRO [redacted]]
Sent: 28 January 2014 10:04
To: Irvine, Laura
Subject: RE: Gorbals Post Office case

Laura,

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[redacted]dy

From: Irvine, Laura [[redacted] GRO [redacted]]
Sent: 27 January 2014 16:06
To: Lazzarin, Andrew
Subject: Gorbals Post Office case

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To: Irvine, Laura
Cc: Robert Daily
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Laura / Robert

POL00333579

What is the process in Scotland when a security investigation comes to a close without resulting in a summons be (either before or after receiving charging advice), does Post Office send anything to the SPMR to confirm the investigati closed and that a prosecution will not happen? What happen in the case of Kasaby.

If so, what is sent?

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

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Mobex:

GRO

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From: Irvine, Laura GRO
Sent: 22 January 2014 16:34
To: Jarnail Singh
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Jarnail

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Kind regards
Laura

Laura Irvine
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Solicitor Advocate

bto solicitors
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[redacted]rnail Singh [GRO]
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[redacted]rham, Rana

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Sent: 27 January 2014 15:47
To: Irvine, Laura; Jarnail Singh
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Laura

It came through after I hit the send button.

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline GRO
Mobile GRO / Mobex

GRO

From: Irvine, Laura GRO
Sent: 27 January 2014 15:44
To: Robert Daily; Jarnail Singh
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Robert – in the flurry of emails I have typed on which answers your question – possibly. Especially if she has a proactive solicitor.

[redacted]ura Irvine
Associate
Solicitor Advocate

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POL00333579

[redacted]bert

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urham, Rana

From: Jarnail Singh [GRO]
Sent: 27 January 2014 15:45
To: Irvine, Laura; Robert Daily
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Laura
Please can you find out from PF what there process is in POL cases which don't go to be charged and what happened in the case of Kasaby.
Thanks.
Jarnail.

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ
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From: Irvine, Laura [GRO]
Sent: 27 January 2014 15:42
To: Robert Daily; Jarnail Singh
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Jarnail/Robert

This is an interesting topic because traditionally the Crown did not tell anyone whether or not proceedings were going to be taken. Obviously the suspect would know if a complaint (summons) landed on his doorstep but if the decision not to proceed had been taken, there is no legal obligation on the Crown to tell the suspect. However in certain cases, the Crown would write and tell people that they were not taking proceedings and they will generally inform a solicitor if the solicitor contacts them.

In relation to Mrs El Kasaby I don't think there was enough evidence and the fiscal agreed with me. I think the plan was to use her a witness. But it was felt that there was enough against Mrs Stewart.

If Mrs El Kasaby has been told that proceedings will not be taken against her then it is likely that her solicitor wrote to the Crown and the Crown has confirmed this. As Robert has just indicated that has not come from POL.

I (or Robert) can contact the fiscal to find out if he has been in touch with Mrs El Kasaby's solicitor.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

POL00333579

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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T: + GRO
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Please keep in touch. Follow us on:

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Sent: 27 January 2014 15:33
To: Jarnail Singh; Irvine, Laura
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Jarnail

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Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

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Robert

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Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
F:
www.bto.co.uk

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POL00333579

From: Jarnail Singh [redacted]
Sent: 22 January 2014 16:28
To: Irvine, Laura
Subject: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Laura
Can you provide an update as to the progress of the above prosecution .
Has the papers gone to PF office for decision? Or Robert is investigating or making further enquiries in the case before submissions to PRO.for decision or their recommendations.

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

GRO Postline: [redacted]

Mobex:

[redacted]

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POL00333579

[redacted]am, Rana

From: Robert Daily [GRO]
Sent: 27 January 2014 15:40
To: Jarnail Singh
Cc: Irvine, Laura
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Jarnail

No El Kasaby was not informed she would not be facing prosecution.

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline GRO

Mobile GRO / Mobex GRO

GRO

From: Jarnail Singh
Sent: 27 January 2014 15:38
To: Robert Daily; Irvine, Laura
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Robert
In case of Kasaby PF have decided there is insufficient evidence. Did POL tell her she would not be prosecuted ! [redacted]w?

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

GRO Postline: GRO

Mobex:

GRO

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Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone: GRO Postline: GRO
Mobile: GRO / Mobex:

GRO

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Sent: 27 January 2014 15:31
To: Irvine, Laura
Cc: Robert Daily
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

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[redacted]

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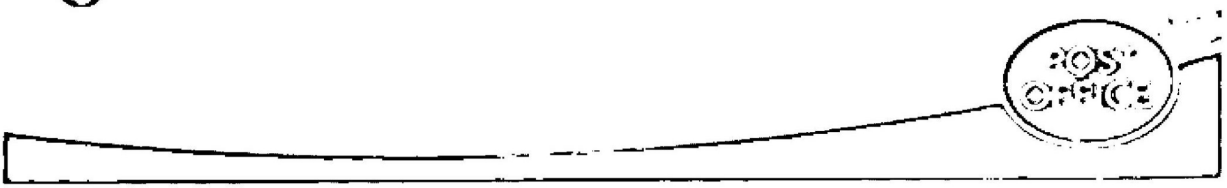

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Jarnail Singh I Criminal Lawyer

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Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT
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From: Irvine, Laura [GRO]
Sent: 22 January 2014 16:34
To: Jarnail Singh
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Jarnail

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Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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F:
www.bto.co.uk

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From: Jamail Singh GRO
Sent: 22 January 2014 16:28
To: Irvine, Laura
Subject: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

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nail Singh I Criminal Lawyer

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[redacted]ham, Rana

From: Robert Daily [GRO]
Sent: 27 January 2014 15:33
To: Jarnail Singh; Irvine, Laura
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

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Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

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From: Jarnail Singh
Sent: 27 January 2014 15:31
To: Irvine, Laura
Cc: Robert Daily
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

[redacted]aura / Robert

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From: Irvine, Laura GRO
Sent: 22 January 2014 16:34
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From: Irvine, Laura [redacted] GRO
Sent: 22 January 2014 16:34
To: Jarnail Singh
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

[redacted]arnail

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[redacted]am, Rana

From: Jarnail Singh [GRO]
Sent: 22 January 2014 16:44
To: Irvine, Laura
Cc: martin.smith[GRO]
Subject: RE: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Thanks Laura.

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

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From: Irvine, Laura [GRO]
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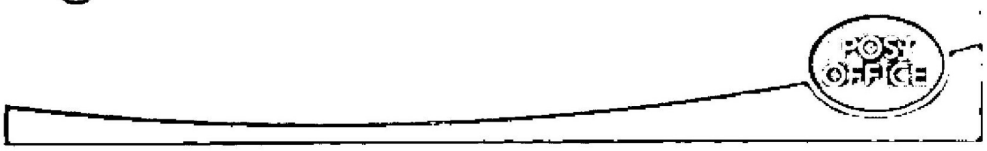

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POL00333579

[redacted]ham, Rana

From: Robert Daily GRO
Sent: 30 August 2013 10:55
To: Jarnail A Singh; Irvine, Laura
Subject: Re: Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert Urgent

Jarnail

This case was reported to the COPFS prior to BTO.

Mr El Kasaby's wife Jacqueline & her sister Rosemary Stewart have been reported.

PF Andy Lazzerin requested Statements & Productions however in view of the Second Sight report he has agreed to postpone these being submitted until we review the case.

Regards

Robert
Robert Daily
Post Office Ltd Security
The Guildhall, 57 Queen St, Glasgow, G1 3AT GRO Mobile GRO
GRO Mobex GRO

Sent from Blackberry Device

----- Original Message -----
From: Jarnail A Singh
Sent: Friday, August 30, 2013 09:40 AM
To: Robert Daily; Irvine, Laura < GRO
Subject: RE: Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert Urgent

Laura

can you please give me a short summary of the status of a prosecution that may be underway in Scotland:

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

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-----Original Message-----
From: Jarnail A Singh
Sent: 30 August 2013 09:55
To: Robert Daily; 'Irvine, Laura'
Cc: Rodric Williams; Angela Van-Den-Bogerd; Andrew Winn

POL00333579

Subject: RE:Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert

Robert/ Laura
The above Scottish case was investigated and papers send for advice. Can you please let me background and details so I can advice the personnel in the business so appropriate response can be provided to an MP.

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Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

GRO Postline: GRO

Mobex:

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****

POL00333579

[redacted]ham, Rana

From: Jarnail A Singh [GRO]
Sent: 30 August 2013 09:55
To: Robert Daily; Irvine, Laura
Cc: Rodric Williams; Angela Van-Den-Bogerd; Andrew Winn
Subject: RE:Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert

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GRO Postline: GRO

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Post Office stories

@ GRO

-----Original Message-----
From: Angela Van-Den-Bogerd
Sent: 30 August 2013 09:37
To: Andrew Winn
Cc: Rodric Williams; Jarnail A Singh
Subject: FW: Request from Anas Sarwar MP/Gorbals Post Office

Andy,

Please see the e-mail chain. Could you give me the details please.

Thanks,
Angela

Angela Van Den Bogerd I Head of Partnerships

148 Old Street, LONDON, EC1V 9HQ

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Post Office stories

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Subject: Request from Anas Sarwar MP/Gorbals Post Office

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POL00333579

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www.bbc.co.uk/news/uk-23233573<http://www.bbc.co.uk/news/uk-23233573>

We would be grateful is this matter could be investigated as a matter of urgency. Please see below information from Ms El Kaseby.

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Dawn Barrowman

Office of Anas Sarwar MP
MP for Glasgow Central
Follow Anas on Twitter: @AnasSarwar
www.anassarwar.org<http://www.anassarwar.org/>
9 Scotland Street, Glasgow, G5 8NB
Tel: GRO

From: Jacqueline El Kasaby [GRO]
Sent: 30 July 2013 21:22
To: ANDERSON, Marion
Subject: RE: My Client: Post Office Limited [BD-4A.FID674729] Dear Ms Anderson

Ahmed El Kasaby full address is; GRO
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POL00333579

[redacted]ham, Rana

From: Jarnail A Singh [GRO]
Sent: 30 August 2013 10:40
To: Robert Daily; Irvine, Laura
Subject: RE: Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert Urgent

Laura

can you please give me a short summary of the status of a prosecution that may be underway in Scotland:

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

GRO Postline: GRO

Mobex:

GRO

Post Office stories

@ GRO

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[redacted]ham, Rana

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Lindsay MacNeill
Solicitor

bto solicitors
48 St Vincent Street Glasgow G2 5HS
T: GRO
F:
www.bto.co.uk
Please keep in touch. Follow us on:

From: Irvine, Laura
Sent: 30 August 2013 11:51
To: MacNeill, Lindsay
Subject: Fwd: Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert

Laura Irvine
bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
M:
www.bto.co.uk

Begin forwarded message:

From: Jarnail A Singh <GRO>
Date: 30 August 2013 09:54:44 BST
To: Robert Daily <GRO>, "Irvine, Laura" <GRO>
Cc: Rodric Williams <GRO>, Angela Van-Den-Bogerd <GRO>, Andrew Winn <GRO>
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[redacted]urham, Rana

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Subject: FW: Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert

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Laura Irvine
bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: GRO

POL00333579

T:
M: GRO
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POL00333579

[redacted]urham, Rana

From: MacNeill, Lindsay
Sent: 30 August 2013 12:04
To: Irvine, Laura
Subject: FW: Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert

AND – the Procurator Fiscal is Andy Lazzarrin. Crown Office are aware of this case – I wouldn't be surprised if it's the same MP they've heard from.

Lindsay MacNeill
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bto solicitors
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F: GRO
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From: Irvine, Laura
Sent: 30 August 2013 11:51
To: MacNeill, Lindsay
Subject: Fwd: Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert

Laura Irvine
bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
M:
www.bto.co.uk

Begin forwarded message:

From: Jarnail A Singh <GRO>
Date: 30 August 2013 09:54:44 BST
To: Robert Daily <GRO>, "Irvine, Laura" <GRO>
Cc: Rodric Williams <GRO>, Angela Van-Den-Bogerd <GRO>, Andrew Winn
Subject: RE:Gorbals Post Office Ahmed El Kasaby / Rosemary Stewert

Robert/ Laura
The above Scottish case was investigated and papers send for advice. Can you please let me background and details so I can the personnel in the business so appropriate can be provided to an MP.

Thanks

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

GRO Postline: GRO
Mobex:

GRO

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@ GRO

POL00333579

-----Original Message-----
From: Angela Van-Den-Bogerd
Sent: 30 August 2013 09:37
To: Andrew Winn
Cc: Rodric Williams; Jarnail A Singh
Subject: FW: Request from Anas Sarwar MP/Gorbals Post Office

Andy,

Please see the e-mail chain. Could you give me the details please.

Thanks,
Angela

Angela Van Den Bogerd I Head of Partnerships

148 Old Street, LONDON, EC1V 9HQ

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-----Original Message-----
From: Sophie Bialaszewski
Sent: 30 August 2013 09:33
To: Gaisford, Rosie (GRO
GRO); Angela Van-Den-Bogerd
Cc: Rodric Williams; Jarnail A Singh
Subject: FW: Request from Anas Sarwar MP/Gorbals Post Office

Hi Rosie and Angela,

Please see email below about a Horizon case from a SPMR and then their MP.

A request for more information has come in from Anas Sarwar MP about Gorbals Post Office. Could you let me know if you have any details about this? We need to go back to the MP with an answer.

Thanks

POL00333579

Sophie

-----Original Message-----
From: Mike Granville
Sent: 28 August 2013 08:15
To: Martin Humphreys
Subject: Fw: Request from Anas Sarwar MP/Gorbals Post Office

Martin

I'm on my way in but will probably not be in the office until around 0930, I've received this e mail from Anas Sawar MP - could we atrange for it to be looked into please,

Thanks

Mike

----- Original Message -----
From: BARROWMAN, Dawn [GRO]
Sent: Monday, August 26, 2013 02:18 PM
To: Mike Granville
Subject: Request from Anas Sarwar MP/Gorbals Post Office

Dear Mr Granville,

Gorbals Post Office, 12 St Ninian's Terrace, Glasgow, G5 0RJ

Anas Sarwar MP has been contacted by the family who manage the above mentioned Post Office which is situated in his constituency.

We understand that the family who manage the Post Office, the El Kasabys, have been informed by the Post Office that they owe in excess of £32,000 to the Post Office. The El Kasebys advise us that they do not understand how this debt has accrued and we would be grateful if their case could be investigated. We understand that there have been a number of cases where software used by Post Offices have resulted in them recording incorrect shortfalls. Mr Sarwar is concerned that this may have happened in this instance.
www.bbc.co.uk/news/uk-23233573<http://www.bbc.co.uk/news/uk-23233573>

We would be grateful is this matter could be investigated as a matter of urgency. Please see ~~below information from Ms El Kaseby~~.

Regards

POL00333579

Dawn Barrowman

Office of Anas Sarwar MP
MP for Glasgow Central
Follow Anas on Twitter: @AnasSarwar
www.anassarwar.org<http://www.anassarwar.org/>
9 Scotland Street, Glasgow, G5 8NB
Tel: GRO

From: Jacqueline El Kasaby [GRO]
Sent: 30 July 2013 21:22
To: ANDERSON, Marion
Subject: RE: My Client: Post Office Limited [BD-4A.FID674729] Dear Ms Anderson

Ahmed El Kasaby full address is; GRO
GRO

On the 28th November 2012 the auditors arrived at Gorbal PO. This is when the nightmare began. My sister Rosemary Stewart had been managing the post office since Ahmed bought it over on the 1/2/06. We had an audit in June 2009 which also highlighted a loss but we believed it had been due to a former member of staff who left suddenly left. There was further audits until 28/11/12. On that day the auditors came in I was not scheduled to work in the Post Office side.

I only ever worked one day per week and Ahmed never worked a day behind the counter in the post office. We relied on Rose Stewart to complete all accounts and had done so for the whole period of the franchise.

The fact that we had a shortage was a real shock, but it was unbelievable that the shortage was over £30,000. My immediate reaction was that there must be some kind of mistake and that the post office would discover that when they looked at what had gone wrong. This was naive, time was going passed and there was nothing happening, I had to make continuous call to PO to hurry them along. Eventually they arranged to interview myself and Rose Stewart, these conducted ny the security team and these were taped interviews. Ahmed was not asked to interview at any point, nor had any discussion with anyone at the Post Office.

On the day of the audit we were advised that Ahmed would be suspended and that for ease for everyone we would be best advised to appoint temp sub postmaster as this would ensure the smooth transfer back to us if it was decided that the contract would not be terminated, although we did not imagine that it would take 3 months to come to this conclusion having been told that it could be sorted out in the matter of weeks. We at this point did advise our contract manager that our intention was to sell the post office due to personal circumstances and that we already had a buyer in place.

We were phoned by a post office employee advising that he could give us the name of 3 possible Temps, but that the ASM (area sales manager) would prefer Mr Singh whom we then negotiated to take over. These decisions were taking place under stress and the idea that if we at this point kept things the way the post office wanted.

POL00333579

GRO

Our landlord is trying to make life very difficult and have been made aware that the Post Office has replied to a letter from a letter from our landlord asking for his phone details were they should not be in communication.
We are still paying all overheads for the post office.
Jacquie El Kasaby

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****

POL00333579

[redacted]urham, Rana

From: Jarnail A Singh [GRO]
Sent: 30 August 2013 16:23
To: MacNeill, Lindsay
Cc: Irvine, Laura; martin smith
Subject: RE: Ministerial correspondence - Gorbals case (Sarwar MP)

Lindsay
Thanks .Can you please explain the mechanics of this please. Also Martin Smith and their Senior in house counsel are hoping to arrange a meeting with Laura to discuss response to FP questions with regards to disclosure issues , 2nd sight and Helen Roses reports. possibly a meeting with Mr Miele of PF office.
Regards

Jarnail Singh I Criminal Lawyer

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POST OFFICE

From: MacNeill, Lindsay [GRO]
Sent: 30 August 2013 16:10
To: Jarnail A Singh
Subject: Ministerial correspondence - Gorbals case (Sarwar MP)

Good Afternoon Jarnail,

I write with regard to the above. Laura is in Court today, but is due to return to the office within the hour. We will have a response for you as soon as possible.

Kind regards,

Lindsay MacNeill
Solicitor

bto solicitors
48 St Vincent Street Glasgow G2 5HS
T:
F: GRO
www.bto.co.uk

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POL00333579

Durham, Rana

From: MacNeill, Lindsay
Sent: 30 August 2013 16:29
To: Jarnail A Singh
Cc: Irvine, Laura; martin smith
Subject: RE: Ministerial correspondence - Gorbals case (Sarwar MP)

Jarnail,

Laura has now returned to the office and I have discussed this matter with her.

My understanding is that in this case, the first accused, El Kasaby, denies all knowledge of the shortfall. The second accused, Rosemary Stewart, admitted to auditors that she inflated scratch cards and cash to balance her books due to shortfalls showing on the system, but denies taking any money out of the branch. During the audit, £1000 was taken out from the back office. Stewart said the money belonged to El Kasaby and was a repayment of money borrowed - this was denied by El Kasaby. It could be suggested that the false accounting was carried out by accused Stewart to cover up loss caused by Horizon.

Robert Daily has in depth knowledge of the facts of the case should you require further information in that regard.

Andrew Lazarrin, Senior Procurator Fiscal Depute, is dealing with this case and has been liaising with Mr Daily since the case was reported. He is aware of the Horizon issues and has taken the decision to suspend a decision on proceedings pending the outcome of the investigation into the system 'glitches'. Crown Office (COPFS Headquarters) are also aware of this case and have, so far, supported Mr Lazarrin's decision.

As you are aware, Crown Office have also received Ministerial correspondence and I would not be surprised if it relates to the same case. They await a response from us/Post Office regarding the English and Welsh cases, and further information about the review by the yet to be appointed independent expert. We understand that Crown Office are waiting on us to update them before issuing a reponse.

I trust this assists.

Kind regards,

Lindsay MacNeill
Solicitor

bto solicitors
48 St Vincent Street Glasgow G2 5HS
T: [redacted]
F: GRO
www.bto.co.uk
Please keep in touch. Follow us on:

From: Jarnail A Singh [GRO]
Sent: 30 August 2013 16:23
To: MacNeill, Lindsay
Cc: Irvine, Laura; martin smith
Subject: RE: Ministerial correspondence - Gorbals case (Sarwar MP)

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Jarnail Singh I Criminal Lawyer

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Durham, Rana

From: Irvine, Laura
Sent: 30 August 2013 16:33
To: 'Jarnail A Singh'; MacNeill, Lindsay
Cc: martin smith
Subject: RE: Ministerial correspondence - Gorbals case (Sarwar MP)

Jarnail

Does that answer your questions? I am out of court now ands available on my mobile.

Happy to arrange a meeting with Martin et al.

Kind regards
Laura

Laura Irvine
Associate and Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D: +
T: + GRO
F: +
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Jarnail Singh I Criminal Lawyer

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Solicitor

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[redacted]urham, Rana

From: Robert Daily [GRO]
Sent: 08 November 2013 16:23
To: Irvine, Laura; MacNeill, Lindsay
Cc: Suzanne Winter; Simon I Hutchinson
Subject: Issues with Gorbals Audit Report
Attachments: Issues Gorbals Audit Report.doc

Follow Up Flag: Follow up
Flag Status: Completed

Laura/Lyndsay

The attached report are the issues Suzanne has identified within the audit report.

Rather than continue with the statements at present can you have a look and advise on how it should/can be progressed.

Regards

[redacted]Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

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Durham, Rana

From: Robert Daily [GRO]
Sent: 08 November 2013 16:27
To: Irvine, Laura
Cc: MacNeill, Lindsay; Suzanne Winter; Simon I Hutchinson
Subject: RE: Issues with Gorbals Audit Report

Laura

Tuesday will suffice.

Lindsay

My apologies for spelling your name wrong.

Have a good weekend all.

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline GRO
Mobile / Mobex

GRO

From: Irvine, Laura [GRO]
Sent: 08 November 2013 16:25
To: Robert Daily
Cc: MacNeill, Lindsay; Suzanne Winter; Simon I Hutchinson
Subject: Re: Issues with Gorbals Audit Report

Robert

You will see that I am not back in the office until Tuesday afternoon. Do you need something sooner? Lindsay is in on Monday.

Kind regards
Laura

Laura Irvine
bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
D:
T: GRO
M
www.bto.co.uk

POL00333579

On 8 Nov 2013, at 16:22, "Robert Daily" <GRO> wrote:

Laura/Lyndsay

The attached report are the issues Suzanne has identified within the audit report.

Rather than continue with the statements at present can you have a look and advise on how it should/can be progressed.

Regards

Robert

Robert Daily I **Security Manager**

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Glasgow, G1 3AT <image001.jpg>
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GRO

<image002.jpg>

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<Issues Gorbals Audit Report.doc>

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[redacted]Durham, Rana

From: Robert Daily [GRO]
Sent: 13 November 2013 16:50
To: Irvine, Laura
Subject: RE: Issues with Gorbals Audit Report
Attachments: Offender Report Gorbals.doc

Laura

I've just arrived in Inverness so don't have the file to hand.

I've attached the Offender report as it also contains the parts (in red) relevant to PO only.

Ironically Andy Lazzerin emailed me today asking how the statements were progressing.

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

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Mobil GRO

From: Irvine, Laura [GRO]
Sent: 13 November 2013 16:31
To: Robert Daily
Subject: RE: Issues with Gorbals Audit Report

Robert

I think I would like to see the file – or the report that you sent to the Crown if you have a copy.

I have added some comments to the report – I think that we may be able to proceed with this but I would like to understand more about why the mistakes were made.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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T: + GRO

POL00333579

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From: Robert Daily GRO
Sent: 08 November 2013 16:23
To: Irvine, Laura; MacNeill, Lindsay
Cc: Suzanne Winter; Simon I Hutchinson
Subject: Issues with Gorbals Audit Report

Laura/Lyndsay

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Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

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POL00333579

Durham, Rana

From: Robert Daily GRO
Sent: 13 November 2013 16:55
To: Irvine, Laura
Subject: RE: Issues with Gorbals Audit Report

Laura

IRRELEVANT

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline / Mobile GRO

GRO

From: Irvine, Laura GRO
Sent: 13 November 2013 16:53
To: Robert Daily
Subject: RE: Issues with Gorbals Audit Report

Thanks Robert

I'll take a look at this and see if we can make sense of it all. We might to arrange a meeting to discuss this with Andy Lazzerin.

IRRELEVANT

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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Please keep in touch. Follow us on:

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****

POL00333579

rham, Rana

From: Robert Daily [GRO]
Sent: 15 November 2013 10:26
To: Irvine, Laura; MacNeill, Lindsay
Subject: FW: CC 2 of 4
Attachments: Handouts-Miscellaneous-Practical Exercises.zip

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline GRO
Mobile / Mobex

GRO

From: Dave Posnett
Sent: 15 November 2013 09:42
To: Robert Daily
Subject: CC 2 of 4

These are all the tools and supporting documents needed.

Regards,

Dave Posnett I Accredited Financial Investigator

Security Team, 2nd Floor Banner Wing, 148 Old St, London, EC1V 9HQ
GRO Postline GRO
Mobex GRO
GRO

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****

POL00333579

[redacted]rham, Rana

From: Robert Daily [GRO]
Sent: 15 November 2013 10:51
To: Irvine, Laura; MacNeill, Lindsay
Subject: CC 3 of 4

Laura/Lindsay

I've tried to send the file including zipping it. Due to the file size it won't send. I'll save it on to a pen drive and we can view it first to see if it's fir for purpose.

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline GRO
Mobile GRO / Mobex GRO

GRO

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****

POL00333579

[redacted]rham, Rana

From: Robert Daily GRO
Sent: 15 November 2013 15:10
To: Irvine, Laura
Cc: MacNeill, Lindsay
Subject: RE: CC 1 of 4

Laura/Lindsay

Just out of interview. He denied embezzlement but decided to give explanations for everything but go no comment when we asked relevant questions.

I'll catch up with you both next week as I'm trying to get away with it GRO

Regards

Robert

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline / Mobex GRO

Mobile GRO

From: Irvine, Laura GRO
Sent: 15 November 2013 14:25
To: Robert Daily
Cc: MacNeill, Lindsay
Subject: Re: CC 1 of 4

Robert

Thanks for this. I'm on a train back from Elgin so I won't be able to look at these today - there's wifi but it's not that good!

Lindsay and I are getting together in Thursday to discuss the training so we should be able to look at this and come up with a decent outline of the training.

I am on the mobile later - I think Lindsay's in the office this afternoon. But sounds like you'll be tied up in interviews for a while!

Good luck

Laura

Laura Irvine
bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG

POL00333579

D:
T:
M: GRO
www.bto.co.uk

> On 15 Nov 2013, at 14:09, "Robert Daily" GRO wrote:
>
> Layra/Lindsay
>
> This is the first of 4 emails with attachments. I haven't had a chance to look at them yet as I'm prepping for the Winchburgh interview today.
>
> This is the training that our Security Team were delivering down south. I've no doubt it'll need to be adapted to suit Scotland however it if it's not fit for purpose I'm happy to change it.
>
> The training takes 3-4 hours but what takes priority is your presentation first so if need be we'll adapt to make it shorter.
>
> We'll talk later and by that time hopefully I'll make more sense.
>
> Regards
>
> Robert.
>
> Robert Daily I Security Manager
>
>
>
> Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT
>
>
>
> Phone GRO Postline GRO
> Mobile GRO / Mobex GRO
>
>
>
> GRO
>
> [cid:image002.jpg@01CE5DF5.E2194280]
> _____
>
> From: Dave Posnett
> Sent: 15 November 2013 09:41
> To: Robert Daily
> Subject: CC 1 of 4
>
> This is the presentation and notes. Will need checking to suit Scottish protocols.
>
> Regards,
>
> Dave Posnett I Accredited Financial Investigator
>
> Security Team, 2nd Floor Banner Wing, 148 Old St, London, EC1V 9HQ

POL00333579

GRO Postline GRO
Mobex GRO

> GRO
>
> [Footer 5]
>
>
> _____
> **********
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>
> **********
> <image001.png>
> <image002.jpg>
> <image003.jpg>
> <image004.jpg>
> <Presentation-Notes.zip>

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****

POL00333579

Durham, Rana

From: Irvine, Laura
Sent: 05 December 2013 18:05
To: 'Robert Daily'; Simon I Hutchinson
Subject: POLTD/123/0164 - Gorbals

Robert/Simon

My view on this is that at the highest we have evidence of a fraudulent scheme committed by Rosemary Stewart. Leaving aside the issue of the discrepancies with the money, we have an admission from Rosemary Stewart that she was hiding the losses thorough the computer system. She does not admit to taking the money and so I do not see any clear evidence of theft/embezzlement.

We discussed charges with Cartwright King when they attended at out office, and we do not have a charge of 'false accounting' and we concluded that the best fit was the charge of fraudulent scheme. I am not sure how this will go down with the procurators fiscal and therefore my suggestion is that we try to meet with the PF dealing with this matter to discuss this charge. If he thinks it would work then we can try and sort out the financial issues. If not then I think my advice will be that this one is not worth pursuing. That may be the outcome anyway if we cannot sort out the financial discrepancies.

I have briefly discussed this with Robert, and he is going to contact the PF and set up a meeting with him as soon as possible.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

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One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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F:
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POL00333579

Durham, Rana

From: Simon I Hutchinson GRO
Sent: 05 December 2013 20:26
To: Irvine, Laura; Robert Daily
Subject: RE: POLTD/123/0164 - Gorbals

Laura

Thanks for the update Laura. Happy to wait for the PF meeting to drive any further decisions on the case.

Regards

Simon

Simon I Hutchinson / Security North UK Team Programme Manager

Brent House
15 Heron Road
Belfast
BT3 9LE

GRO

POST OFFICE

From: Irvine, Laura GRO
Sent: 05 December 2013 18:05
To: Robert Daily; Simon I Hutchinson
Subject: POLTD/123/0164 - Gorbals

Robert/Simon

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Kind regards
Laura

Laura Irvine

POL00333579

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Solicitor Advocate

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POL00333579

Durham, Rana

From: Irvine, Laura
Sent: 12 December 2013 13:23
To: 'Robert Daily'
Subject: Govan case

Robert –

I will send an email to Simon indicating the outcome of our meeting today and will send you back the file.

I'm glad we were able to meet with Andy and I think that was really useful.

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

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F: +
www.bto.co.uk
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POL00333579

Durham, Rana

From: Irvine, Laura
Sent: 12 December 2013 13:35
To: Simon I Hutchinson
Cc: 'Robert Daily'
Subject: Govan case

Simon

Robert Daily, Suzanne Winters and I met with the procurator fiscal depute, Andy Lazzarin today. He has two Post Office case – the Gorbals case and the Carmyle case.

We had productive discussions about both and although Andy has requested further information, he is happy to proceed with both. Carmyle is a police case but Robert was able to assist with the provision of information from the Horizon system.

In relation to the Gorbals case, Andy agreed that there was enough for a charge of fraud but not embezzlement. This would only be in relation to Rosemary Stewart and Jacqueline El Kasaby would not be prosecuted but would be named as a witness. When we discussed the accounting problems and the issues with the figures, he was not too phased and said that could be ways round this. Robert was able to provide him with a copy of the transcript of the interview with Stewart and he has asked the Post Office to provide full statements so that he can draft a proper charge. Given the amount of money involved, this case is likely to proceed on indictment and therefore the trial would be before a jury.

I have the paper file at the moment, but will pass this back to Robert now to proceed.

I was pleased to hear the fiscal say that he thought that this amounted to fraud as that is something we discussed with Cartwright King. We don't have the charge of false accounting but this is the best equivalent. This will be a useful approach for cases going forward.

Kind regards
Laura

Laura Irvine
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Solicitor Advocate

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SMTP Transfer Report



Job Status: FAILED Job canceled by user.

Job Information

User Name:	---
Job Name:	Email Job 41468
Device Name:	EdinburghCopier
Submission Date:	23/01/14
Submission Time:	09:43
Images Scanned:	0
Size:	0
Attachment Name:	
Format:	Image-Only PDF

SMTP Server

Address:	172.16.10.13:25

Message Settings:

Subject:	Scan from Edinburgh Copier
From:	Edinburgh Copier <xerox GRO
Reply To:	xerox GRO
To:	

1. aj
2. aj GRO
3. aj

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POL00333579

Durham, Rana

From: Simon I Hutchinson GRO
Sent: 12 December 2013 13:48
To: Irvine, Laura
Cc: Robert Daily; Suzanne Winter
Subject: RE: Govan case

Laura

Excellent news, thank you for the update.

Regards

Simon

Simon I Hutchinson / Security North UK Team Programme Manager

Brent House
15 Heron Road
Belfast
BT3 9LE

GRO

From: Irvine, Laura GRO
Sent: 12 December 2013 13:35
To: Simon I Hutchinson
Cc: Robert Daily
Subject: Govan case

Simon

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POL00333579

Kind regards
Laura

Laura Irvine
Associate
Solicitor Advocate

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POL00333579

Durham, Rana

From: Robert Daily [GRO]
Sent: 12 December 2013 13:59
To: Irvine, Laura
Subject: RE: Govan case

You've missed an email, yes.

Regards

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline GRO

Mobile GRO / Mobex GRO

GRO

From: Irvine, Laura [GRO]
Sent: 12 December 2013 13:53
To: Robert Daily
Subject: FW: Govan case

Tell me you have the file …

Laura Irvine
Associate
Solicitor Advocate

bto solicitors
One Edinburgh Quay 133 Fountainbridge Edinburgh EH3 9QG
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T: GRO
F:
www.bto.co.uk

Please keep in touch. Follow us on:

From: Irvine, Laura
Sent: 12 December 2013 13:23
To: 'Robert Daily'
Subject: Govan case

Robert

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Kind regards

POL00333579

Laura

Laura Irvine
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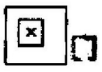
Please keep in touch. Follow us on: 

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POL00333579

Durham, Rana

From: Robert Daily [GRO]
Sent: 12 December 2013 13:29
To: Irvine, Laura
Subject: RE: Govan case

Laura

Surely you mean Gorbals.

Suzanne lifted the file and we have it here in case you wonder where it is. We thought you were handing it back.

Regards

Robert Daily I **Security Manager**

Post Office Ltd, The Guildhall, 57 Queen St, Glasgow, G1 3AT

Phone GRO Postline GRO
Mobile / Mobex

GRO

From: Irvine, Laura [GRO]
Sent: 12 December 2013 13:23
To: Robert Daily
Subject: Govan case

Robert

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Laura

Laura Irvine
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POL00333579

Durham, Rana

From: Simon I Hutchinson GRO
Sent: 12 December 2013 14:08
To: Irvine, Laura
Subject: RE: Govan case

All the same!!!!!!!

Simon I Hutchinson / Security North UK Team Programme Manager

Brent House
15 Heron Road
Belfast
BT3 9LE

GRO

POST OFFICE

From: Irvine, Laura GRO
Sent: 12 December 2013 14:06
To: Simon I Hutchinson
Cc: Robert Daily; Suzanne Winter
Subject: RE: Govan case

And Robert has pointed out – I mean Gorbals!!

Laura Irvine
Associate
Solicitor Advocate

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F: GRO
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Sent: 12 December 2013 13:48
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Cc: Robert Daily; Suzanne Winter
Subject: RE: Govan case

Laura

Excellent news, thank you for the update.

Regards

Simon

POL00333579

Simon I Hutchinson / Security North UK Team Programme Manager

Brent House
15 Heron Road
Belfast
BT3 9LE

GRO

From: Irvine, Laura [GRO]
Sent: 12 December 2013 13:35
To: Simon I Hutchinson
Cc: Robert Daily
Subject: Govan case

Simon

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*The **bto** team would like to wish you all a very happy Christmas and a prosperous 2014.*

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POL00333579

Durham, Rana

From: Jarnail Singh GRO
Sent: 22 January 2014 16:28
To: Irvine, Laura
Subject: JACQUELINE EL KASABY ROSEMARY STEWART URGENT

Laura
Can you provide an update as to the progress of the above prosecution .
Has the papers gone to PF office for decision? Or Robert is investigating or making further enquiries in the case before submissions to PRO.for decision or their recommendations.

Jarnail Singh I Criminal Lawyer

148 Old Street, LONDON, EC1V 9HQ

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