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**From:** Mandy Talbot[O=MMS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=MANDY.TALBOTD93B15FA-BB54-456E-B23E-7CA4A16348C3]  
**Sent:** Tue 19/10/2010 8:35:05 AM (UTC)  
**To:** Robert Daily [GRO] Zoe Topham [GRO]  
**Subject:** RE: Paible & Earlston

The PF is qualified in criminal law and may not understand the effect of sequestration on possible civil claims. There is no provision which means that a criminal offence is treated any differently to a civil claim.

Regards  
Mandy

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**From:** Robert Daily  
**Sent:** 19 October 2010 09:30  
**To:** Mandy Talbot; Zoe Topham  
**Subject:** RE: Paible & Earlston

Mandy

I understand that, however I thought there was a clause if the person was convicted of a crime against the business we could then raise a claim. I may and it looks as if I have read that wrong. I've tried to find the article but can't.

The reason I mentioned sending a letter out is if the plea was reduced in 'negotiation' they may be expecting a claim.

I'm at a loss why the Procurator Fiscal thought we would be pursuing civilly when he was aware Mr Quarm had been sequestered.

**Robert Daily**

**Post Office Ltd Security Team**

*Address: Security Room, Paisley Delivery Office, 62 Underwood Rd, Paisley, PA3 1TN.*

**GRO**

External e-mail: [robert.daily](mailto:robert.daily) [GRO]

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**From:** Mandy Talbot  
**Sent:** 18 October 2010 16:44  
**To:** Robert Daily; Zoe Topham  
**Subject:** RE: Paible & Earlston

Robert

Sequestration is the Scottish equivalent of bankruptcy. Once a chap is bankrupt any debt he owed to anyone prior to the Order making him bankrupt is caught by the bankruptcy. In other words you cannot issue proceedings against him

in the civil courts because the debt is caught by the bankruptcy. One can only issue proceedings for debts which arose after the bankruptcy or in this case sequestration, was discharged. If the loss we are pursuing arose before the sequestration it is a lost cause as far as we are concerned.

Regards  
Mandy

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**From:** Robert Daily  
**Sent:** 18 October 2010 12:53  
**To:** Zoe Topham; Mandy Talbot  
**Subject:** RE: Paible & Earlston

Mandy/Zoe

As Mr Quarm was convicted of a criminal offence against the business, can we not now go for recovery? The PF knew he had been sequestrated therefore would expect, I presume that we could still go for recovery civilly.

Alternatively in my communication with the PF he indicated the family would be 'putting up' the money. Could a letter be sent out requesting payment of the reduced amount of £27,000 as accepted by the prosecution?

**Robert Daily**

**Post Office Ltd Security Team**

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**From:** Zoe Topham  
**Sent:** 12 October 2010 14:15  
**To:** Mandy Talbot; Robert Daily  
**Subject:** RE: Paible & Earlston

Hi Robert

As discussed earlier I cannot recover Paible as you know he filed for Sequestration before the criminal case went to court and the PF didn't ask for compensation as he thought we would pursue civilly so that one has been w/o. Earlston – If you could please keep this as I am still dealing with this one.

Kind regards

**Zoe Topham**  
Former Agents Debt  
Post Office Ltd

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**GRO**

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**From:** Mandy Talbot  
**Sent:** 12 October 2010 13:47  
**To:** Robert Daily; Zoe Topham  
**Subject:** RE: Paible & Earlston

What are the names of the postmasters concerned?  
Regards  
Mandy

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**From:** Robert Daily  
**Sent:** 10 October 2010 15:58  
**To:** Zoe Topham; Mandy Talbot  
**Subject:** Paible & Earlston

Zoe/Mandy

I'm in the process of closing both cases down. Do you wish me to retain the case files in the event of civil litigation or can I forward them to our Casework Team?

**Robert Daily**

**Post Office Ltd Security Team**

*Address: Security Room, Paisley Delivery Office, 62 Underwood Rd, Paisley, PA3 1TN.*

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