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**From:** Thomas P Moran [GRO]  
**Sent:** Mon 28/11/2016 12:06:44 AM (UTC)  
**To:** Rob Houghton [GRO]; Parsons, Andrew [GRO]; Jane MacLeod [GRO]; Rodric Williams [GRO]; Mark Underwood [GRO]; Patrick Bourke [GRO]  
**Cc:** Prime, Amy [GRO]; Lukas, Elisa [GRO]  
**Subject:** RE: Letter to Freeths - legally privileged [BD-4A.FID26896945]  
**Attachment:** \_DOC\_34430591(1)\_Response to Letter of Reply\_ 27 November 2016 TPM.docx

Dear All

I have now reviewed this and made some suggestions in the attached. Apologies for not having been able to make the call on Friday.

My overall conclusion is that could very well have serious implications on the proceedings and we absolutely have to make sure we are briefing and securing the support of the right people internally before issuing.

As I'm the lucky man with the responsibility for this as the SG chair, I must ask that we get this properly reviewed by Mark Davies and also Angela who I don't think are on this list. In particular we need a full assessment and media plan based on the worst case consequences in place before sending.

I am in tomorrow so available to discuss this. I'm not sure of the exact deadlines for submission (which at present, to me are secondary to the briefing and planning we need to have in place first).

Thanks a lot

Tom

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**From:** Rob Houghton  
**Sent:** 27 November 2016 22:22  
**To:** Parsons, Andrew; Jane MacLeod; Rodric Williams; Mark Underwood [GRO]; Patrick Bourke; Thomas P Moran  
**Cc:** Prime, Amy; Lukas, Elisa  
**Subject:** RE: Letter to Freeths - legally privileged [BD-4A.FID26896945]

I personally think we overdo the response on access and I've suggested some changes. As usual – I am relatively new to all this but I would reduce down the sentiment and explain it once. Im on leave tomorrow; daughters 21<sup>st</sup> birthday (I know I know – I was very young ;-)) – Im on a train back to London at 5pm so would be inappropriate to join a call but can catch up on emails (or text me if required).

R

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**From:** Parsons, Andrew [GRO]  
**Sent:** 27 November 2016 09:38  
**To:** Jane MacLeod; Rodric Williams; Mark Underwood [GRO]; Patrick Bourke; Rob Houghton; Thomas P Moran  
**Cc:** Prime, Amy; Lukas, Elisa  
**Subject:** Letter to Freeths - legally privileged [BD-4A.FID26896945]

All

Please find attached a draft Letter to Freeths in response to their last substantive letter (copy also attached). This incorporates comments from Tony and Rod.

The majority of this letter addresses legal and procedural points. The key substantive area is section 9 on Remote Access (in particular, **Rob**, I'd be really grateful if you could review this section).

Following feedback from Deloitte, we cannot definitively say that PO (as distinct from FJ) never had the ability to change Horizon data because Deloitte and the current staff at FJ just don't have enough knowledge of Old Horizon to confirm this. This was a point made in an early draft but it has now been removed.

We have (I hope) now found a formulation of words that avoids having to overtly throw FJ to the wolves and avoids any risk of waiving privilege in any documents, but still gives us a fair story to tell. We have also toned down the admissions of making incorrect statements, though they are still there. I hope this might make it easier to get this letter cleared through GE and FJ.

We have a call scheduled for 5pm tomorrow with Tony which we can use to run through any comments. Comments by email before then are also welcomed.

The final version of the letter will be thoroughly proof read before sending so please ignore any typos.

Kind regards  
Andy

**Andrew Parsons**  
Partner

Bond Dickinson LLP

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