

**From:** Victoria Brooks  
**To:** Andrew Parsons  
**Cc:** Ivan Roots

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**Subject:** Angela statement - implied terms [WBDUK-AC.FID26896945]

**Date:** Tue, 24 Jul 2018 11:12:29 +0000

**Importance:** Normal

**Attachments:** \_DISPUTERESOLUTION\_150892375(2)\_Witness\_Statement\_of\_Angela\_Van\_Den\_Bo  
 ge....nrl;  
 \_DOC\_150432261(13)\_List\_of\_witnesses\_and\_issues\_to\_be\_covered\_20\_Jul\_18.nrl

**Embedded:** unnamed

**Inline-Images:** image011.png; image012.png; image013.png; image014.png; image015.png;  
 imaged7632e.PNG; imaged43f85.PNG; image4d96db.PNG; image9ba28c.PNG;  
 imagedf600d.PNG; imageeaaa81.PNG; imagefd5bf1.PNG

Hi Andy

Here is a version of AVDB's statement for your input on the implied terms section. See first link attached.

See paras 212 – 245 for existing material and questions on implied terms.

Some of the implied terms arguments touch on suspension and termination. These are in general going to be dealt with by John Breeden but since we discussed this with AVDB for her proof, we have left those paras in too in case they may be of any help. This is paras 201-211.

I have also attached as a link the latest version of the issues list. The issues to be covered by Angela on implied terms are a little spread around within that list, so I have copied below a table I did for Ivan setting out what I thought might be a good order for the statement. Please see section 7 which deals with what needs to be covered.

Section	Broad overview heading	Relevant paras from issues list (only from those issues allocated to AVDB)
1	Overview of Post Office's business  (sub-heading for Products and Services)	1.1-1.5 (include 22.3 within info on Network Transformation), 1.7,  1.8 [may fit more naturally with Shortfalls]  16.1, 16.2
2	How a Post Office branch works  (including sub-heading of Horizon)	13, 13.7, 13.8, 13.10,
3	Subpostmasters	3, 3.2, 3.4, 7, 12, 15 and the 2 bullet

	(including a sub-heading of Becoming a Subpostmaster to deal with point 3.4, and Fees paid to Sub postmasters, and Trust and Confidence)	points under 15,  14.6, 14.7, 14.8
4	Training  (sub-headings for Subpostmasters and Assistants)	9, 10
5	Investigations	17, 18
6	Shortfalls	19, 19.2, 19.5, 1.8 [if not included in overview]
7	Implied Terms	1.6, 4.1, 4.2, 5.1, 5.2, 5.3, 5.4

Finally, I've attached Ivan's email to AVDB yesterday with the latest draft (from which the implied terms section has been deleted) just in case also of interest.

Hope this makes sense, please shout if not.

Thanks

Victoria

**Victoria Brooks**  
Managing Associate  
Womble Bond Dickinson (UK) LLP

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e:

**GRO**

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**From:** Ivan Roots  
**Sent:** 23 July 2018 18:28  
**To:** Angela Van-Den-Bogerd  
**Cc:** Victoria Brooks  
**Subject:** RE: Your Witness statement [WBDUK-AC.FID26896945]

Dear Angela

Please find attached the rough draft of your witness statement which I have prepared in conjunction with Victoria. Victoria is dealing separately with issues raised by Counsel relating to implied terms.

This is very much a working draft and I have highlighted in yellow the questions I will need to ask you in order to fill out the statement and deal with the issues that counsel have raised.

Some of the questions I need to ask you may strike you as a little basic but then again I am to some extent in the same position as the Trial Judge who will need to be led through your evidence and have the operations of Post Office explained to him.

I should say that I am still reviewing the documents relating to training to see if I can supply more material for your statement as I appreciate that your knowledge of the training given to Subpostmasters is not extensive.

It would be really helpful if we could set up an appointment to discuss the statement on the phone in the first instance. Are you likely to have any time this week?

Kind regards

Ivan

**Ivan Roots**

Associate  
Womble Bond Dickinson (UK) LLP

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t:  
e:


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**From:** Angela Van-Den-Bogerd [mailto:  
**Sent:** 09 July 2018 08:38  
**To:** Ivan Roots  
**Cc:** Victoria Brooks; Mark Underwood1; Rodric Williams  
**Subject:** RE: Your Witness statement [WBODUK-AC.FID26896945]

Hi Ivan

That's fine. If you could have it in my inbox before the 23<sup>rd</sup> that would be helpful.

Thanks,

Angela



**Angela Van Den Bogerd**

People Services Director

1<sup>st</sup> Floor, Ty Brwydran,

Atlantic Close, Llansamlet  
Swansea SA7 9FJ

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**From:** Ivan Roots [mailto:

**Sent:** 06 July 2018 16:20

**To:** Angela Van-Den-Bogerd 

**Cc:** Victoria Brooks ; Mark Underwood1

; Rodric Williams 

**Subject:** Your Witness statement [WBDUK-AC.FID26896945]

Dear Angela

This is just a brief email to introduce myself. I have been asked by Victoria Brooks to assist in the drafting of your witness statement and I am based in this firm's Southampton office.

I appreciate that we have quite a detailed proof of evidence for you already and – given you are on holiday from 11 to 23 July inclusive - I propose to turn that proof into a draft witness statement while you are on holiday so that you have it to consider upon your return.

WBD\_000432.000004

In the statement I will try to anticipate what your answers are likely to be to the questions we have but I anticipate there will be some points I cannot address without either meeting you or speaking with you on the phone.

I trust this all makes sense but please contact me if you have any queries.

Kind regards

Ivan

**Ivan Roots**  
Associate  
Womble Bond Dickinson (UK) LLP

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