

From: Tom Beezer [GRO]
To: David Cavender [GRO]
Cc: Gideon Cohen [GRO] Amy Prime [GRO]
Andrew Parsons [GRO]
Subject: RE: URGENT: Litigation Options - CONFIDENTIAL AND SUBJECT TO LEGAL
PRIVILEGE. [WBDUK-AC.FID26896945]
Date: Fri, 15 Mar 2019 20:46:18 +0000
Importance: Normal
Attachments: draftPOL.DOCX
Inline-Images: imageb1821c.PNG; imagedcde97.PNG; image90d236.PNG

All

See attached.

I may be on Jane's wavelength – I may not be...

I took Jane's few questions verbatim and addressed them as best I could with the info know to me or that I can ferret out. I limited myself to two pages.

All comments welcomed.

Andy, I followed Nick B's format and warning at the header of the doc. Normal ? Useful ?

All - be as harsh as you like. I am not proud.

I would like to get something out to Jane early tomorrow – 10am or earlier.

I hope I have broken the back of it for you and it is quick and easy to comment...

Cheers

T

Andy/Primer – note this is NOT a doc' on the system yet it is from my desktop...

Tom Beezer
Partner
Womble Bond Dickinson (UK) LLP

d: 
m: **GRO**
t:
e:

[Stay informed: sign up to our e-alerts](#)


Join us for Disrupting Disputes 2.0
20 March 2019 at the British Library

Book your place [here](#)



womblebond Dickinson.com



From: David Cavender  **GRO**
Sent: 15 March 2019 19:24
To: Tom Beezer
Cc: Gideon Cohen; Amy Prime; Andrew Parsons
Subject: Re: URGENT: Litigation Options - CONFIDENTIAL AND SUBJECT TO LEGAL PRIVILEGE. [WBDUK-AC.FID26896945]

Tom,

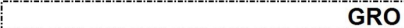
Many thanks for this. Sounds like a plan.

I can attend the board meeting if necessary.

Best

D.

Sent from my iPhone

On 15 Mar 2019, at 18:50, Tom Beezer  **GRO**
wrote:

David, Gideon

The plan is that I cobble together a short note addressing Jane's points (see below – addressing the first set of points anyway, perhaps not the financial impact questions on which I have no info') and then send that out to you & Andy P later tonight or early tomorrow morning.

Andy will be in the land of the living again tomorrow am and so will comment and make into the kind of note we would actually send to POL (as I am new into all of this and kind of shooting blind) and it would be great if you could cast your eye over it too. It won't be long as it needs to be really punchy and accessible for non-legal Board members. Either AP or I will send to Jane by (say) 10am tomorrow. This e mail is just to give you a heads up on that, and if you are around to review, then great. If not then no worries.

David – there is talk of a POL Board Meeting on Monday afternoon at some point. 5pm has been mentioned. Jane has not said it yet (and may not) but I can see the request coming that you (and perhaps me too) join that meeting. If that request comes, are you free to do that ? I think this is the meeting at which they decide

yes/no on recusal application.

I have asked Rob at OEC (at Jane's request) to see if Lord Neuberger were available in theory to dial in.

I'll be in touch with a draft later.

Kind regards

Tom Beezer
Partner
Womble Bond Dickinson (UK) LLP
d:
m:
t:

GRO

Stay informed: sign up to our e-alerts<<https://www.womblebond Dickinson.com/uk/preferences>>

Join us for Disrupting Disputes 2.0
20 March 2019 at the British Library

Book your place here<<https://www.womblebond Dickinson.com/uk/insights/events/disrupting-disputes-20>>

<imageb244c1.PNG><http://>
womblebond Dickinson.com<<https://www.womblebond Dickinson.com>>
<image966575.PNG><https://www.twitter.com/wbd_uk> <image6e0530.PNG>
<<https://www.linkedin.com/company/womble-bond-dickinson-uk-llp/>>

From: Tom Beezer
Sent: 15 March 2019 15:52
To: Andrew Parsons; David Cavender **GRO**
Cc: Amy Prime; Gideon Cohen **GRO**
Subject: RE: URGENT: Litigation Options - CONFIDENTIAL AND SUBJECT TO LEGAL PRIVILEGE.
[WBDUK-AC.FID26896945]

Parson...lets discuss this when you surface at some point.

David – copied to you too as we may need some input from you as my bank of historic knowledge on all this is thin to put it kindly !

Jane says:

We are setting up a board call for 5pm Monday, and I will need to issue a 'plain English' paper to the Board over the weekend to get them familiarised with the issue. In particular that will need to address:

- Why we are considering a recusal application

- What the application (if successful) will achieve
- Risks of not proceeding
- Prospects of success: what advice have we received, who from
- Process & timing

In addition, the following Monday (25th) we have a scheduled Board meeting and I will need to be able to brief in more detail on an appeal, recognising that it will still be a work in progress. However as we don't have another scheduled Board until end May, it is likely that we will need the Board to endorse the appeal strategy at end March, with a further approval meeting/call once the appeal grounds are finalised and we can assess 'risk'.

As mentioned I think that as part of the initial Appeal discussion, the board will want to understand the scale of the financial risk of:

- (a) not appealing (and therefore how many existing & historic contracts will be affected by the judgement?)
- (b) appealing and losing (same as above?)
- (c) appealing and winning – restores contracts to pre-judgement position

Recognising in each case that the consequences apply not just to the claimant group but to all postmasters on those contracts types, and potentially, all those on other contract types but who have substantially the same provisions.

I copy this to us all at this point to get us all thinking.

t

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

The information in this e-mail and any attachments is confidential and may be legally privileged and protected by law. dcavender[REDACTED] only is authorised to access this e-mail and any attachments. If you are not dcavender[REDACTED] please notify tom.beezer[REDACTED] as soon as possible and delete any copies. Unauthorised use, dissemination, distribution, publication or copying of this communication or attachments is prohibited and may be unlawful. Information about how we use personal data is in our Privacy Policy<<https://www.womblebonddickinson.com/uk/privacy-policy>> on our website.

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

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

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

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

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

This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit <http://www.symanteccloud.com>

This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit <http://www.symanteccloud.com>
