

FREETHS

Bond Dickinson LLP
DX 38517
Southampton3

Direct dial: **GRO**
Direct fax: **GRO**
Switchboard: **GRO**
Email: james.hartley@**GRO**

By email: andrew.parsons@freeths.co.uk **GRO**

13 October 2017

Our Ref: JXH/1684/2113618/1
Your Ref: AP6/364065.1369

Dear Sirs,

BATES & OTHERS -V- POST OFFICE LTD
Claim No: HQ16X01238
Fourth Witness Statement of Mr Parsons

We write to record our surprise at the position taken in your third letter of 10 October 2017, in relation to the late witness statement.

In summary, you hinted at the possibility of a witness statement about disclosure at an unspecified time; you sought no direction for the filing of any evidence before the CMC (whether immediately after Order No.1, or at all) nor any agreement about the same; and the statement raised controversial matters 6 minutes after the deadline for exchanging and lodging Skeleton Arguments.

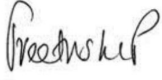
We note that your letter fails to answer the simple questions which we asked as to (i) when you decided to file a witness statement and (ii) when work began on it.

You have been less than forthcoming about this witness statement and its timing has been extremely unhelpful and disruptive.

We are not in a position not to respond to all the matters which you have raised for the first time as to disclosure, but will endeavour to do so before the CMC. On other particular points, we will respond on Monday.

Yours faithfully

13 October 2017
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A handwritten signature in black ink, appearing to read 'Freeths', with a stylized, cursive script.

Freeths LLP