

Stephen Dilley

From: Stephen Dilley
Sent: 01 December 2005 12:00
To: Tom Beezer; 'rmorgan'; GRO
Subject: Draft Part 36 Offer (Post Office Limited -v- Lee Castleton)
Attachments: LETTER_1096127.DOC

Dear Tom and Richard,

I refer to our telephone conversation on 30 November.

I attach a draft CPR Part 36 letter that I propose to despatch to Mandy Talbot and a draft email below). I think psychologically we should go in at just under £25k and £24,750 may make Castleton think there is some science to the offer. If you have any comments on the letter before I email it to Mandy then by all means please let me have them.

I look forward to hearing from you as soon as possible.

Kind regards.

Stephen Dilley
Solicitor
for and on behalf of Bond Pearce LLP
DDI: GRO
Main office phone: GRO
Fax: GRO
www.bondpearce.com

"Dear Mandy,

Tom and I had a brief conversation with Counsel Richard Morgan yesterday. He is reviewing the papers and we will have a more in depth discussion next week.

In the meantime, Counsel advised that to try to protect the Post Office's position on costs, that you should now consider making a CPR Part 36 offer at around the £25k mark. (The claim is for £27,115.83). An offer would help put pressure on Mr Castleton (a) to settle and (b) at least to agree to set aside the Default Judgment on the Counterclaim, or face a potential costs risk in relation to that hearing. Accordingly, I attach a draft CPR Part 36 offer to Mr Castleton's solicitors offering to accept payment of £24,750 in full a final settlement with each party bearing their own costs, for your approval.

I look forward to hearing from you."