From: Chisholm, Alex (BEIS)[/O=EXCHANGELABS/OU=EXCHANGE

ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E06D33F69FDF459B87B0A3CB7

5D2E37C-ALEX.CHISHO]

Sent: Mon 09/12/2019 11:00:42 AM (UTC)

To: Creswell, Carl (Professional Business Services, Retail & Post

Directorate GRO

Cc: Permanent Secretary GRO

Subject: Re: GLO - Mediation Update - confidential and legally privileged

Ok thanks

Get Outlook for iOS

From: Creswell, Carl (Professional Business Services, Retail & Post Directorate)

GRO

Sent: Monday, December 9, 2019 10:00:12 AM

To: Chisholm, Alex (BEIS) GRO
Cc: Permanent Secretary GRO

Subject: RE: GLO - Mediation Update - confidential and legally privileged

Hi Alex.

No news on amounts to be requested yet, but I wanted to let you know that I've got to the bottom of the costs element.

The £5.5m has already been mandated by the court (during the Common Issues Trial judgment) and indeed paid to the claimants' solicitors, so is outside the envelope that POL will be requesting because they've had to pay it already. It is only being mentioned alongside the 'new' ask for presentational reasons. Further costs beyond the £5.5m will be included in the approval that POL will be seeking from us.

Having said this, UKGI advise that if a settlement can be achieved it seems likely that the authority that POL will ask us for will be for a figure which if one added the CIJ costs already paid will still be at or below the £65m authority Ministers and CST have approved.

I thought best to clarify that now.

Thanks, Carl.



Carl Creswell

Director, Professional & Business Services, Retail and Post

Tel GRO

GRO

Orchard 2, 1 Victoria Street, London SW1H 0ET www.gov.uk/beis | https://twitter.com/beisgovuk

From: Chisholm, Alex (BEIS) GRO
Sent: 06 December 2019 18:03
To: Creswell, Carl (Professional Business Services, Retail & Post Directorate) GRO
Cc: Permanent Secretary GRO >
Subject: Re: GLO - Mediation Update - confidential and legally privileged
I assume it is and on that basis would expect to agree with you. A
Get Outlook for iOS
From: Creswell, Carl (Professional Business Services, Retail & Post Directorate) GRO Sent: Friday, December 6, 2019 5:59:43 PM To: Chisholm, Alex (BEIS) Cc: Permanent Secretary Subject: Fwd: GLO - Mediation Update - confidential and legally privileged
Hi Alex,
I am minded to recommend to you that we agree to this, but I have asked UKGI to confirm definitively whether the £5.5m of costs is supposed to be within the (up to) £65m ceiling. I'll email you once I have heard back from them about that.
Thanks, Carl
Get <u>Outlook for iOS</u>
From: Watson, Richard - UKGI
Thanks Tom
Josh, Carl
You will note that POL want authority to offer £50m plus the £5.5million costs they have already paid.
I am available on GRO and will be checking emails over the weekend if anyone needs to

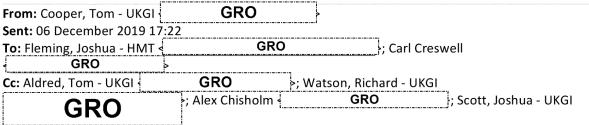
discuss

Kind regards

Richard

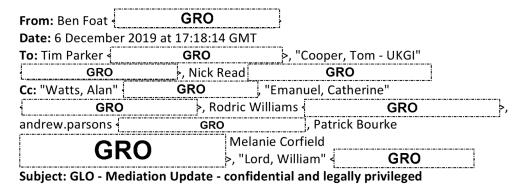
Richard Watson | General Counsel **UK Government Investments**

1 Victoria Street I London I SW1H 0ET
T:
E:
W: https://www.ukgi.org.uk/



Subject: Fwd: GLO - Mediation Update - confidential and legally privileged

Sent from my iPhone Begin forwarded message:



ΑII

The parties have made little progress today. The mediators have spent the majority of the day with the claimants again.

The claimants are at 60m + 5.5m CIJ costs. Post Office remains at 45m + 5.5m.

We have made it clear that the mediation will end COB Monday (as we need to put pressure on the claimants to respond and these proceedings do in fact need to end at some point particularly with the election and authority issues which that may cause).

Next Steps

- 1. We will respond to their amended settlement deed over the weekend and we have requested the other side to have their finalised position in relation to the settlement deed by Monday morning. I will make sure that the joint statement is provided to Patrick as soon as they have provided it us. They are yet to do so.
- 2. The parties will provide what they say are their proposed final offers (which are not necessarily the final offer in reality) to the mediators on a confidential basis. We are likely to go to £50 +5.5m CIJ costs such that if the other side does the same ie £55m +5.5m CIJ costs then ultimately the parties could spilt the difference at £52.5 +5.5m CIJ costs. Consequently, I will need authority from Tom, Tim and Nick over the weekend or first thing on Monday to make the offer of £50m. You will note that these amounts are within the authority provided by the Board Sub-Committee. I will also need Tom, Tim and Nick to be available to make any subsequent offers throughout the day on Monday.

Do let me know if you have any further queries in the meantime. Happy to discuss later this evening or over the weekend if you need.

Kind regards Ben



Ben Foat

Group General Counsel Ground Floor 20 Finsbury Street LONDON EC2Y 9AQ

Mobile	E 8	GRO

This email and any attachments are confidential and intended for the addressee only. If you are not the named recipient, you must not use, disclose, reproduce, copy or distribute the contents of this communication. If you have received this in error, please contact the sender by reply email and then delete this email from your system. Any views or opinions expressed within this email are solely those of the sender, unless otherwise specifically stated.

POST OFFICE LIMITED is registered in England and Wales no 2154540. Registered Office:
Finsbury Dials, 20 Finsbury Street, London EC2Y 9AQ.

"Post Office Limited is committed to protecting your privacy. Information about how we
do this can be found on our website at www.postoffice.co.uk/privacy"

This email and any files transmitted with it are intended solely for the use of the individual(s) to whom they are addressed. If you are not the intended recipient and have received this email in error, please notify the sender and delete the email. This footnote also confirms that our email communications may be monitored to ensure the secure and effective operation of our systems and for other lawful purposes, and that this email has been swept for malware and viruses.