

Message

From: Emanuel, Catherine
on behalf of Emanuel, Catherine
Sent: 22/10/2019 19:52:04
To: Watts, Alan; Alisdair Cameron; Thomas Cooper; Ken McCall1; Tim Parker (Ben Foat); Nick Read; Rodric Williams
Subject: RE: Privileged & Confidential: Costs budgeting hearing tomorrow

All,

This is simply to let you know that there is a costs budgeting hearing tomorrow. The only issue in dispute on the budgets is the costs expended on settlement. While Fraser may be critical on costs, a dispute about expenditure on settlement did not seem to us to be unhelpful from a messaging perspective.

It is possible that the judge will mention the handing down of judgment, in which case we shall need to tell him where we are with the KELs issue.

We will let you know if there is anything significant to report arising out of that hearing.

Kind regards
 Kate

From: Watts, Alan
Sent: 21 October 2019 20:00
To: Alisdair Cameron; Thomas Cooper; Ken McCall1; Tim Parker; Nick Read
Cc: Ben Foat; Rodric Williams; Emanuel, Catherine
Subject: RE: Privileged & Confidential: Weekly Action List

All

It has been pointed out that yesterday's email attached last week's action list rather than this week's for which apologies. Hopefully the correct one is now attached.

Regards

Alan

From: Watts, Alan
Sent: 20 October 2019 14:40
To: 'Alisdair Cameron'; 'Thomas Cooper'; 'Ken McCall1'; 'Tim Parker'; 'Nick Read'

Cc: 'Ben Foat' <[REDACTED]>; 'Rodric Williams' <[REDACTED]>; Emanuel, Catherine <[REDACTED]>

Subject: Privileged & Confidential: Weekly Action List

All,

With apologies for the slight delay, I attach our weekly update.

Key points include:

- In a new judgment (UTB v Sheffield United Ltd), Fancourt J has disagreed with the approach taken by Fraser J in relation to relational contracts and good faith obligations.
- The Claimants have written (on a "without prejudice save as to costs" basis) to say they are considering bringing a new claim for their litigation funding costs as part of the March 2020 Further Issues trial.
- Work on managing the KEL disclosure issue is ongoing. There is a risk this issue will delay the Horizon judgment.

As ever, please let me know if you have any comments or queries.

Regards

Alan

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