

Thomas Penny



POH - 3494D

From: Jenkins Gareth GI
Sent: 01 March 2010 16:19
To: Thomas Penny
Subject: RE: REGINA v SEEMA MISRA GUILDFORD CROWN COURT TRIAL - 15TH MARCH 2010

Penny,

I suggest that once you return the ARQs to POL that you suggest that their investigators look at any Failed DCS transactions.

If it can be shown that the total value of failed DCS transactions is significantly less than the losses incurred, then this would show that they are not the cause of the issue which is what the Defence are suggesting in these latest reports.

Again I think we need to emphasise that it is not Fujitsu's role to put together and analyse the evidence. Our role is to provide the evidence and support POL's investigators.

I don't like the implication in the email below that I should be a witness in this case. I don't think I have anything really to contribute at this point.

Regards

Gareth

Gareth Jenkins
Distinguished Engineer
Applications Architect
Royal Mail Group Account

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-----Original Message-----

From: marilyn.benjamin [GRO] On Behalf
Of jarnail.a.singh [GRO]
Sent: 01 March 2010 15:42
To: Jenkins Gareth GI
Cc: Thomas Penny
Subject: REGINA v SEEMA MISRA GUILDFORD CROWN COURT TRIAL - 15TH MARCH 2010

Gareth,

Thank you for your E-Mail of 1st March 2010.

I now enclose Defence Expert's 4th and 5th reports after his conversation with you of the 12th February 2010. As you are our Horizon Expert you need to telephone Charles McLachlan, his mobile telephone number is [GRO] to arrange a meeting where you can discuss all his reports and his concerns about the Horizon so you can deal with it

and rebut it which you have done in your long telephone conversation about his various hypothesis and then write a detailed report which would go to some way of progressing and concluding this matter and importantly preserving the Horizon system.

May be the simplest and practical way of dealing with this whole question is to find a shortest span of logs, analyse it, disprove or rebut what the Defence Expert is saying in his reports.

Just a reminder you are an Expert for Fujitsu, you will be giving evidence in Court, the Judge and Jury will be listening to you very carefully and a lot will hang on the evidence.

The way forward is for you to arrange an immediate meeting with the Defence Expert and conclude this matter once and for all.

Kind regards.

(See attached file: 4th interim technical expert's report to the Court 2010-02-12 v0 1.doc)(See attached file: 5th interim technical expert's report to the Court 2010-02-25 v0 1 (2).doc)

Jarnail A Singh
Senior Lawyer
Criminal Law Team

Tel.No: **GRO**
Fax.No:

<jarnail.a.singh@fujitsu.com>
"Jenkins Gareth GI"
GRO
GRO
GRO

To:
cc: "Thomas Penny"
Subject: RE: REGINA v SEEMA MISRA

GUILDFORD CROWN COURT TRIAL - 15TH MARCH 2010
01/03/2010 10:35

Jarnail,

Thanks for the information, which I've now read through.

I think I can summarise the situation as follows:

1. Ms Misera says initially identified that the sub post office was short of cash by about £80 - £90K
2. She tried to cover this up while she repaid the losses which she thought was due to staff theft
3. By the time of the audit in Jan 2008 she was £73K short suggesting she had made good about £10K of the losses
4. When she went to court, she saw an article in Computer Weekly indicating that Horizon was unreliable and decided to jump on the bandwagon.

5. Note that there is no evidence to support any of the cases referenced in the Computer Weekly articles and there is case law showing the reliability of Horizon. (The case of Marine Drive which I think was referred to in the Computer Weekly article.)

However I don't see how anything here changes the fact that she falsified the accounts or that money was missing.

What I still don't understand is exactly what it is that the defence is claiming in terms of where exactly Horizon might have "lost" this money rather than her or her staff stealing it. Therefore unless we can get a clear statement as to exactly what is being looked for and when the system allegedly made mistakes, I don't think there is anything I can do. (I do appreciate that it is up to the Prosecution to prove Horizon is reliable rather than the defence to prove it isn't, but it is always difficult to prove that there are no errors - particularly over such a long period of time.)

Surely it is down to the Post Office investigators to get to the bottom of exactly where there is anything in dispute. At that point I might be able to assist with some technical knowledge to help interpret the various logs to support such areas of dispute.

I'll leave Penny to continue the discussions she is currently having with the Post Office investigators until there is something concrete for me to investigate.

Regards

Gareth

Gareth Jenkins

Distinguished Engineer

Applications Architect

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-----Original Message-----

From: marilyn.benjamin [redacted] GRO
] On Behalf Of jarnail.a.singh [redacted] GRO
Sent: 26 February 2010 16:38
To: Jenkins Gareth GI
Cc: Thomas Penny
Subject: REGINA v SEEMA MISRA GUILDFORD CROWN COURT TRIAL - 15TH MARCH 2010

Thank you for your E-Mail of today. As per discussions I now enclose:-

- 1 Copy Case Summary.
- 2 Copy Indictment
- 3 Copy Defence Statement
- 4 Copy of the interview
- 5 Copy Defence Expert's name is Charles Alistair McLachlan, Staple

Hall, 87-90 Houndsditch, London, EC3A 7AD. Telephone number and mobile to follow.

It is important that we are pro active on this and that you contact him as soon as possible with a view to concluding this.

I appreciate all the help and assistance in this case.

I hope the above assists but if you require anything further or wish to discuss in more detail please telephone me.

(See attached file: 258932AI.doc) (See attached file: 258932 IND.doc) (See attached file: Defence Statement Scanned.pdf) (See attached file: Interview

- Scanned document.pdf)

Jarnail A Singh

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