

Private and Confidential

**Broadbents Solicitors
Opas House**

DX 24814 Sutton-in-Ashfield

Majority House
51 Lodge Lane
Derby
DE1 3HB

DX 700895 Derby 4

Tel: GRO
Email: simon.clarke GRO
Secure Email: GRO
Fax: GRO

Date: 30 August 2013
Our Ref: MS2/24676/LP1

Dear Sirs

Re: Robert John Boyle

**Nottingham/Derby Crown Court - 6 January 2012 (sentence) 11 June 2012
(Mention to Amend Confiscation Order)**

We write to your firm as being the solicitors on the file representing this defendant in the proceedings which resulted in him receiving a term of 12 months imprisonment for an offence of theft of £11,790.54 and a Confiscation Order in the sum of £269.20 (benefit figure of £12,208.25).

On the 8th July 2013 a report into the operations of the Horizon system was published by an independent organisation which had been commissioned by our clients, Post Office Ltd. The report is known as the Second Sight Interim report. We have also received and considered a second report, concerning an investigation into an incident at another post office, the Helen Rose Report.

We have thoroughly reviewed both the prosecution case and that of your client and in particular his Defence Statement, in the light of material contained within the Second Sight Interim report and the Helen Rose report. We have also reconsidered our disclosure duties under the CPIA 1996 and the Code of Practice enacted thereunder, and the A-G's Guidelines on Disclosure.

We have formed the firm view that, had the prosecution been possessed of the material contained within the two reports during the currency of the prosecution of your client, we

should and would have disclosed that material to you in compliance with our disclosure duties.

Accordingly we now disclose those reports to you so that you are able to consider whether your client may have grounds for an appeal against his conviction.

We would also remind you of your duty not to disclose this material to any third party other than your client; in particular the Helen Rose report is not in the public domain.

Yours sincerely

Simon Clarke

Barrister

Direct Dial: **GRO**

GRO