Mr D Horsley Coroner Room T20 The Guildhall The Guildhall Square Portsmouth Hampshire PO1 2AJ

18 August 2010

FAX NO: Code A

Dear Sirs

Our Client Third Party

Mrs Gladys Mabel Richards (deceased) Gosport War Memorial Hospital

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BY H.M CORONER

You may recall that we represent Mrs Gillian Mackenzie, daughter of Gladys Richards (deceased). The late Mrs Richards died at Gosport War Memorial Hospital and was treated by the clinical assistant, Dr Jane Barton. You had decided to proceed with an Inquest in this matter. However, it was apparent that Mrs Mackenzie wished to make allegations to the Police that Mrs Richards was the victim of unlawful killing. Therefore you suspended your Inquiry pending further investigations by the Police and evaluation by the Crown Prosecution Service (CPS).

On 17 August 2010, we received a detailed letter dated 16 August 2010 from Mr Paul Close at the CPS. He has concluded in relation to Mrs Richards' case that having regard to the code for Crown Prosecutors, there was no realistic prospect of conviction in respect of Dr Barton or any other individual for an offence of gross negligence manslaughter. It is therefore our understanding that the CPS do not envisage any further role in the case and in the circumstances, we would like to request that you resume your own Inquiry with a view to setting a hearing date.

We have taken instructions from Mrs Mackenzie. She has asked if you can please consider the following requests:-

- 1. We request that Mrs Mackenzie's sister Lesley, and the member of the nursing staff, Mr Philip Beade, give witness evidence.
- 2. Please can you consider the available documentary material and provide disclosure to us as appropriate.
- 3. We would like in due course to be able to make representations in relation to medical expert evidence.
- 4. Please can sufficient time be allowed before the hearing takes place so that we can prepare.
- 5. Previously you kindly stated in writing that you considered in this particular case that it would be appropriate for legal aid funding under "exceptional circumstances". We have since made an application to the Legal Services Commission (LSC) for funding on that basis. However, when the Inquiry was suspended, the LSC also suspended their consideration of the application. It would assist greatly in terms of representation if you were kindly able to confirm again your clear view that exceptional funding would assist you in this case, so that Mrs Mackenzie is represented.



New Kings Court, Tollgate, Chandler's Ford Eastleigh, Hampshire SO53 3LG

DX: 155850 Eastleigh 7



Our Ref: 558203/000001/JCW/RICHARD/JDB

Your Ref:

We would be grateful to receive your views as soon as possible and look forward to hearing from you. Naturally, please contact us on any matters that will assist you with your Inquiry.

Blake Lapthorn

New Kings Court, Toligate, Chandler's Ford Eastieligh, Hampshire S053 3LG

DX: 155850 Eastleigh 7



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Yours faithf The Code A Blake Lapt



The Coroners Officer For Portsmouth & South East Hampshire

Mr J Clarke Blake Lapthorn New Kings Court Tollgate Chandlers Ford Eastleigh Hampshire SO53 3LG

20th August 2010

Dear Sirs,

Re:Mrs Gladys Mabel RICHARDS (Deceased)Your Ref:558203/000001/JCW/Richard/JDB

Thank you for your letter of 18th August 2010 received by fax.

HM Coroner is currently out of office on annual leave. Your letter will be placed for his consideration on his return to office on 31st August 2010.

Yours faithfully

Code A

Karen Hamilton Coroner's Officer Portsmouth & South East Hampshire

> Room T20, The Guildhall, Guildhall Square, Portsmouth, Hampshire. PO1 2AJ Telephone: 02392 688330/Fax: 02392 688331 Email: **Coroners.Office@portsmouthcc.gov.uk**