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1<sup>st</sup> July 2003

2:30 PM 2/7/03  
W/7/03 Nicola  
CONFIRMED RECEIVED

Dear Andrew,  
Re planning enforcement matters.

I have put this communication together directly following the hearing today. It contains my observation/s of the situation at the hearing and so far, as well as relaying my understanding of what needs to transpire.

Without doubt we got lucky! We most certainly had our wrists slapped by the Inspector. We got to see our opponent's representative and saw he was no push over; in fact it transpired he was Gordon's former colleague at some time, as I read it.

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Both you and Gordon witnessed at first hand the influence and actions of Barnston, and acknowledged it, thank god for that! You now know what you are up against in the overall affair and where cause and effect of some of what has transpired have emanated from. You saw Les Smith the LPA officer at every single opportunity in conference with Barnston and Ellis, one of their two other named witnesses, he was conversely and most surprisingly at virtually every break or adjournment in the proceedings not in conference with their barrister or consultant, which spoke volumes. It was almost reminiscent of a "surf tipping his hat to the squire".

The revealing of our witnesses caused a considerable stir, notably again the Smith - Barnston - Ellis "troupe" and at that juncture the consultant, "went into a huddle". Mark my words every single one of them will be approached!

It was gratifying that you and Gordon now acknowledge and that you fully appreciate the other motivation in the actions taken against me, is directed solely at getting me "on the back foot" in my county court claim; as evidenced in the facts of them taking the second enforcement action.

You expressed initially in January how busy you were and that you only required from me, as a result of time pressure, a very succinct account/resume of my situation, to be able to quickly assess that you could help me or not. You took the decision that my case was worthy and I communicated my concern at that juncture that we were on a tight timetable requiring positive action and effective conduct of the matters, expressing also my fear that a succinct resume would in itself not fully relay the whole affair, and could as a result affect the decision/s that needed to be taken. Those concerns and fear, it transpires were correct.