

# Carson McDowell

Murray House, Murray Street,  
Belfast BT1 6DN

T. +44 (0) 28 9024 4951

F. +44 (0) 28 9024 5768

DX 403 NR BELFAST

E. [law@carson-mcdowell.com](mailto:law@carson-mcdowell.com)

[www.carson-mcdowell.com](http://www.carson-mcdowell.com)

**Strictly Private & Confidential**

Anne Dillon  
Solicitor to the Inquiry  
Arthur House  
41 Arthur Street  
Belfast  
BT1 4GB

Our ref: RMcM/KQ/M416  
Your ref: AD-0293-12



10<sup>th</sup> February 2012

**BY FAX (028 9044 6341), E-MAIL  
& BY POST**

Dear Madam,

**Re: Independence of Professor Forsythe  
Our Client – Mr Patrick Keane, Consultant Urologist**

We write further to your correspondence dated 8<sup>th</sup> February 2012.

We are, clearly, not aware of all the details of the issues as between Mr Forsythe and the Belfast HSC Trust/HSC Board but we, too, would question how Mr Forsythe can properly discharge the duties and functions of an independent expert witness given:

- (i) his prior involvement with the Belfast HSC Trust/HSC Board (which he clearly ought to have disclosed to the Inquiry before agreeing to act as an expert witness); and
- (ii) the fact that his oral evidence is likely to result in the disclosure of information which, on the basis of the Trust's submissions, is confidential with the attendant risk of disruption to the progress of the Inquiry.

We look forward to hearing from you.

Yours faithfully

A handwritten signature in blue ink that reads "Carson McDowell".

**Carson McDowell**

[roger.mcmillan@carson-mcdowell.com](mailto:roger.mcmillan@carson-mcdowell.com)

[kiera.quinn@carson-mcdowell.com](mailto:kiera.quinn@carson-mcdowell.com)