

Director

Alphy Maginness

Assistant Directors

Donna Scott

Hilary Wells

Your Ref:  
MN282

Our Ref:  
MN T50/7/288.DS

Date:  
14 May 2004

Mrs. Therese Brown  
Risk Management Director  
Altnagelvin Hospitals Health & Social Services Trust  
Glenshane Road  
DERRY  
BT47 6SB

CAROLINE KYLE  
Clinical Governance Co-ordinator

17 MAY 2004

Dear Madam

**RE: MARIE FERGUSON, PERSONAL REPRESENTATIVE OF  
RAYCHEL FERGUSON (A MINOR) DECEASED -V- ALTNAGELVIN  
HOSPITALS HEALTH & SOCIAL SERVICES TRUST**

I refer to the above mentioned and would advise that a Writ of Summons has been served in regard to this action. I have enclosed for your attention copy Writ along with copy Memorandum of Appearance.

We shall keep you advised in regard to any further developments.

Yours faithfully

*Audam Duffy*

Legal Assistant

Direct Line No -

E-Mail Address - duffya

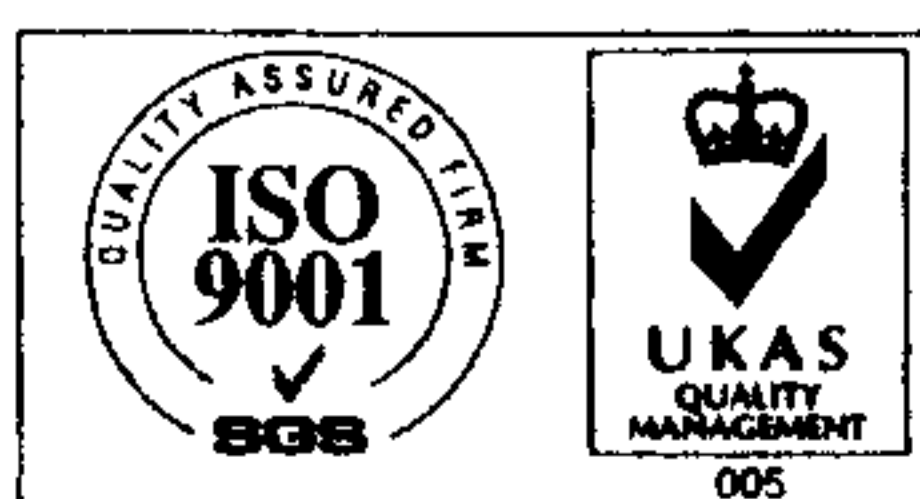
*Michelle -  
for Data x update  
x file - hands.*

*Carla  
20.5.04*

AD: APALT



INVESTOR IN PEOPLE



024-019-027

NORTHERN IRELAND HEALTH & SOCIAL SERVICES  
**CSA**  
CENTRAL SERVICES AGENCY

Solicitors

Andy Beggs

Terry Brady

Marie-Claire Carey

Ann Cassidy

Eileen Finnegan

Brian Greenaway

Paul Livingstone

Angela Maguire

Audrey McClean

Carol McClean

Kathryn Minnis

Fearghal O'Connor

Jonathan Taylor

June Turkington

**MEMORANDUM OF APPEARANCE**

*This and the two attached copies to be completed and delivered or sent to the appropriate Office, Royal Courts of Justice, Chichester Street, Belfast.*

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In the High Court of Justice in Northern Ireland

Queen's Bench Division

2004 No 2152

Between

MARIE FERGUSON PERSONAL REPRESENTATIVE OF  
RAYCHEL FERGUSON (A MINOR) DECEASED

Plaintiff



ALTNAGELVIN HOSPITALS HEALTH &amp; SOCIAL SERVICES TRUST

Defendant

Please enter an appearance for

ALTNAGELVIN HOSPITALS HEALTH &amp; SOCIAL SERVICES TRUST

In this action

Dated 14<sup>th</sup> day of May 2004

Signed:

A Maginness  
A Maginness  
Director of Legal Services

Whose address for service is

Central Services Agency.  
25 Adelaide Street  
BELFAST  
BT2 8FH

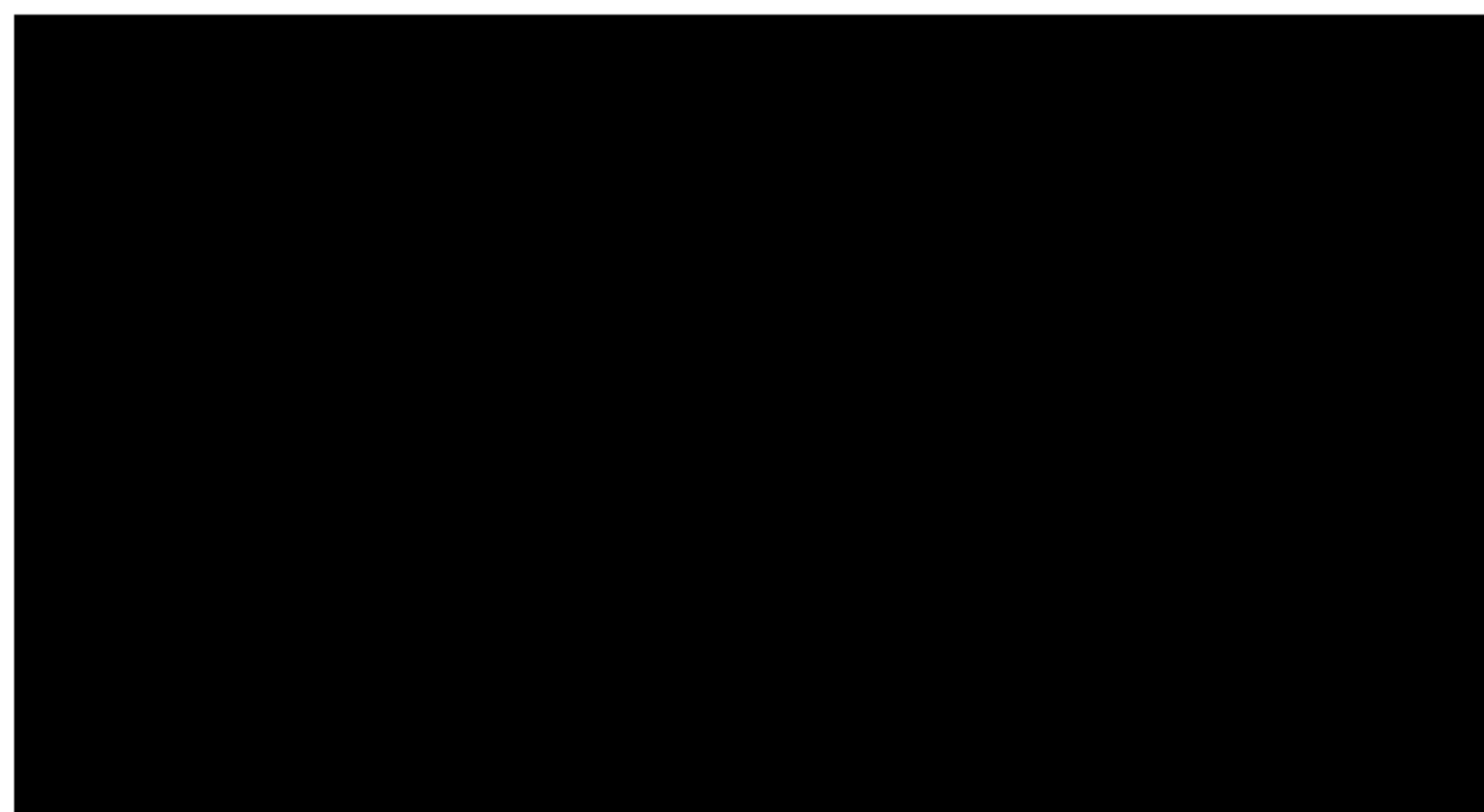
This writ was issued by

John J. Rice & Company  
Solicitors

Of

94 Victoria Street  
Belfast  
BT1 3JZ

Solicitor for the said plaintiffs who address is



OR

~~This writ was issued by the said plaintiff who resides at~~

~~And (if the plaintiff does not reside within the jurisdiction)  
whose address for service is~~

The Plaintiff's claim is for damages including exemplary damages for personal injury, loss and damage sustained by reason of the negligence and breach of statutory duty of the Defendant, its servants and agents, in and about the treatment, care, advice and information relating to the Plaintiff's daughter Raychel Ferguson (deceased) on or about 10<sup>th</sup> day of June 2001 at the Altnagelvin Hospital and the Plaintiff's claim damages under the Fatal Accidents (Northern Ireland) Order 1977 as amended for bereavement, pain and suffering, reasonable funeral expenses, services dependency, loss and damage relating to the same cause.

If the Plaintiff  
defendant is sued, in a  
respective capacity, this  
must be stated in the  
endorsement of claim.

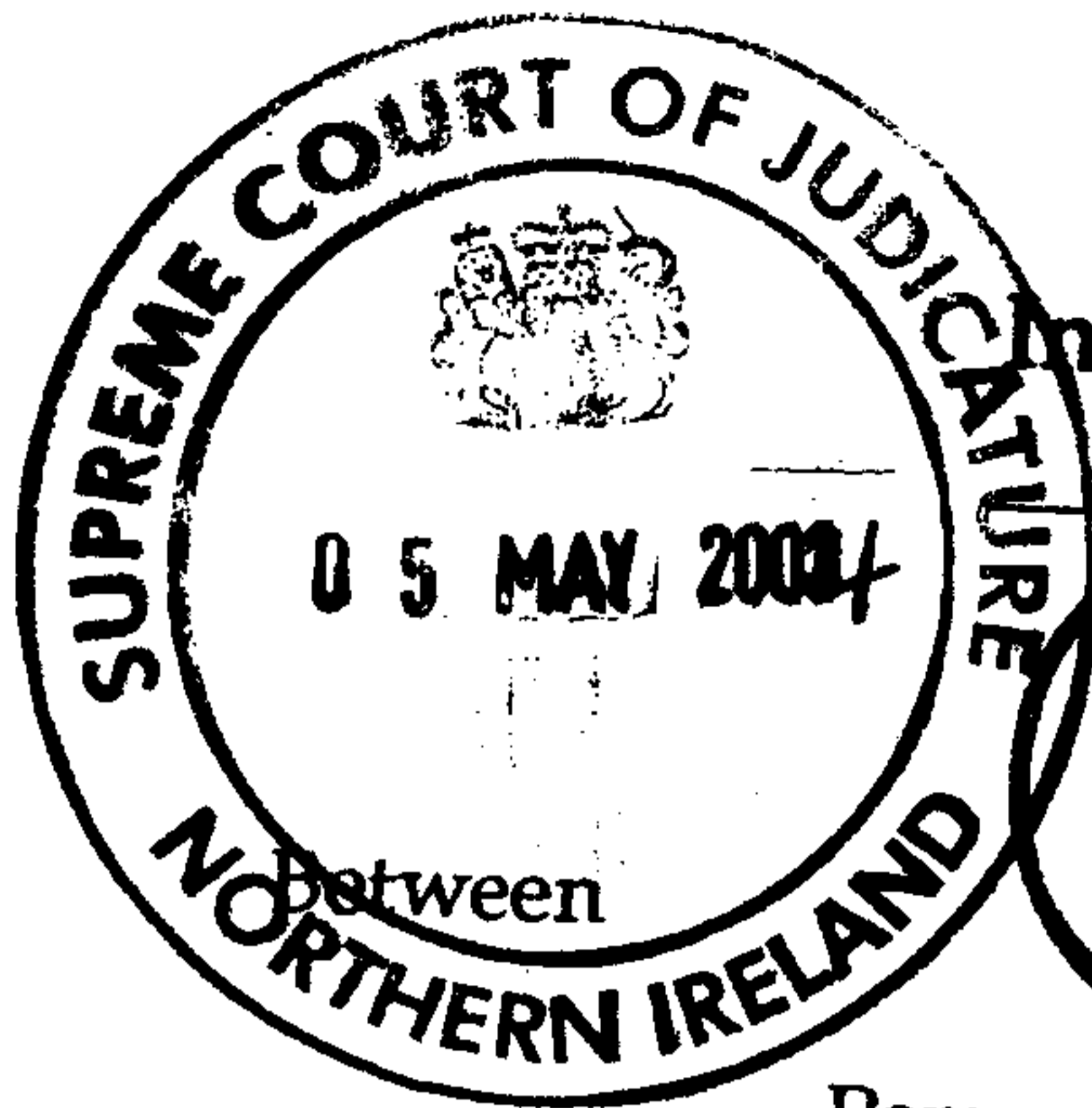
AND the Plaintiffs claim interest thereon pursuant to statute.

RACHEL MORGAN BL

(Signed) ..... *John J. Rice* .....  
.....

And £ ~~\_\_\_\_\_ (or such sum as may be allowed on taxation) for costs, and~~  
~~also, if the Plaintiff obtains an order for substituted service, the further~~  
~~sum of £ \_\_\_\_\_ (or such sum as may be allowed on taxation). If the~~  
~~amount claimed and costs be paid to the plaintiff or his solicitor within~~  
~~14 days after service hereof (inclusive of the day of service,) further~~  
~~proceedings will be stayed.~~

This paragraph should be  
deleted if the plaintiff's  
claim is not for a debt or  
or liquidation demand only.



In the High Court of Justice in Northern Ireland

QUEEN'S BENCH DIVISION  
2004 No. 2152

MARIE FERGUSON  
Personal Representative of Raychel Ferguson (a minor) Deceased

and

Plaintiff

ALTNAGELVIN HOSPITAL HEALTH & SOCIAL SERVICES TRUST

ELIZABETH THE SECOND, by the Grace of God, of the United Kingdom of Great Britain  
and Northern Ireland and of Our other realms and territories Queen, Head of the  
Commonwealth, Defender of the Faith: Defendant

To Altnagelvin Hospital Health & Social Trust, Altnagelvin Area Hospital  
of Glenshane Road, Londonderry, BT47 6SB  
in the County of Londonderry

We command you, that within 14 days after the service of this writ on you,  
Inclusive of the day of service, you do cause an appearance to be entered for  
You in an action at the suit of Marie Ferguson mother and next friend of Raychel Ferguson.

and take notice that in default of you so doing, the plaintiff may proceed  
herein, and judgment may be given in your absence.

WITNESS, The Honourable SIR BRIAN FRANCIS KERR,

Knight, Lord Chief Justice of Northern Ireland, the

2004

5<sup>th</sup> day of May

NOTE-This writ may not be served later than 12 calendar months beginning with the above date unless renewed by order of the Court.

DIRECTIONS FOR ENTERING APPEARANCE

The defendant may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the  
Central Office or Chancery Office (as appropriate), Royal Courts of Justice, Chichester Street, Belfast BT1 3JF, or (2) by sending them to that  
office by post. The appropriate forms may be purchased at H.M. Stationery Office, Chichester Street, Belfast BT1 1PS.