

780

ROSS Billy

From: CROSS Billy
Sent: 21 February 2006 22:18
To: ALLEN Samantha
Subject: 1.CONFIDENTIAL-PSNI: RE: 1.CONFIDENTIAL-PSNI: Ferguson case

Samantha

I do not have any preceding pages.

I note that I have no depositions from any of the doctors mentioned. I have checked the Coroner's papers submitted to the Inquiry and there are no depositions from these doctors and on the list of witnesses at page 12-027-142, and again at page 176 of the Coroner's own file a list in his own hand includes only Date.

I therefore conclude that they were not called as witnesses to the Inquest. There is a letter from the Coroner to Dr Date informing of her of a cancellation (12-058-291) so at some point there must have been an intention to call her.

I also note that the Verdict on Inquest records that the Inquest started on 5 Feb 2003. This was a **Wednesday**. The dating of the depositions is not clear, differing from that used in the fax to which you refer, and differing from the calendar. However I can confirm the following.

1. The deposition for Zafar is typed and dated Tuesday 5/2/03 but unsigned as he did not appear so it may be the Coroner expected Zafar on the 5/2.

2. Typed **Tuesday** the 5th Feb on the heading and signed the same date (sometimes by hand) by the Coroner are the depositions of:

Marie Ferguson, Dr Sumner, Dr Herron (pathologist), Dr Crean (RBHSC), Dr Gund, Dr Jamison, Sr Miller

3. Dated **Wednesday** the 5th Feb by the Coroner (different day, same date) and signed at the end by the Coroner as the 5th Feb are the depositions of:

Dr Gordon Jenkins,

4. Dated **Tuesday** the 5th Feb on the heading and signed 6th Feb by the Coroner are the depositions of:
Dr Trainor, Dr McCord, Dr Nesbitt, Dr Gilliland,

5. Dated **Thursday** the 6th Feb at start and end are the depositions of:
Dr Fulton,

6. Dated **Tuesday** 5th Feb on the heading but signed the 7th Feb at the end by the Coroner are the depositions of:
Dr Johnston...

— is very late and I am not going to finish this unless you feel it is essential and I can do it next week. It is clear there is consistent confusion re the dating of the depositions. I suspect the typist started them all as the 5 Feb, getting the weekday wrong in some, as that was the expected date for the Inquest to start and it may not have been expected that it would run so long. The Coroner has noticed the wrong date at the end of some of the depositions where he signs and has corrected it in some but not all. I suspect that the fax will be accurate and that on the first day of the Inquest there were no witnesses from Altnagelvin, that day being given to the family, the pathologist, the experts as may be expected.

Billy

-----Original Message-----

From: ALLEN Samantha
Sent: 15 February 2006 10:11
To: CROSS Billy
Subject: 1.CONFIDENTIAL-PSNI: Ferguson case

Billy

Can you confirm that I have got all of the fax from the Trusts Solicitors to the Trust, prepared by the Trusts Council, which summarises the evidence given at the inquest. I think I may be missing the summary of the first day of the inquest as there is no mention of questions put to Curran, Devlin, Butler or Date. In particular I would be interested in what Devlin and Butler were asked at the Inquest, and their replies, as they both prescribed for Raychel during the day before she died.

The references for the notes I do have re the inquest are as follows: 064-002-003 through to 064-002-024

Thanks
Regards
Samantha Allen

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