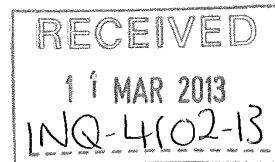


Our Ref: NB/AN/R0298.002  
Your Ref:

06 March 2013

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



Dear Ms Dillon,

**Re: Claire Roberts, deceased**

We refer to the above, in relation to which we consulted with counsel and our clients on Friday 1 March 2013. At Mr Robert's specific request, File 150 was brought to that meeting. This request was prompted by a recollection of something which Mr Roberts recalled from a prior viewing of File 150 in the courthouse in Banbridge which appeared to be inconsistent with the oral testimony of Dr Webb.

Before going further, we confirm that we are conscious of our duties per the undertakings in relation to this file and that we are conscious of the very specific purposes for which the two High Court orders were made permitting the disclosure of the documents constituting File 150 to the specific class of persons. Our clients are well advised of this.

One of the primary areas of concern which our clients have of Claire's treatment is the medication given to her, particularly the overdose of Midazolam. The Inquiry will be aware of the difference between the accounts given between Drs Stevenson and Webb in relation to the loading dose. In essence, Dr Webb's case is that he had checked his notes from Canada which dictated to him that the proper loading dose was 0.15mg. We know that Claire received a stat dose of 0.5mg (090-022-055). Whether Dr Webb did in fact tell Dr Stevenson that the loading dose was 0.15mg but Dr Stevenson misheard him, or that there was some other misunderstanding, is a live issue for the Inquiry.

In his oral evidence on 30 November 2012, Dr Webb was asked "Had you used it [Midazolam] in the Children's hospital since your return from Canada?" to which he answered "No." (Transcript 30/11/12 P245 Lines 17-20).

In Patient W2's records in File 150 at 150-016-005 there is an entry made by Dr Webb on 20 October 1996. In the entry above Dr Webb's signature there is written "Starve from 6am + we will need to give 'IV Midazolam.'" We note that the preceding line is redacted in accordance with the orders of the High Court.

The entry on patient W2's records was made on two days before Midazolam was prescribed to Claire on the direction of Dr Webb. This entry shows a predisposition of Dr Webb towards Midazolam yet in his evidence of 30 November 2012 (supra) he stated that he had not used it in the RBHSC.

Causeway Tower  
9 James Street South  
Belfast BT2 8DN

DX 448 NR Belfast 1

e: info@fc-law.co.uk  
w: www.fc-law.co.uk

Sub Office 14 The Square Portlerry BT22 1LW t: 028 4272 9131  
ADDRESS FOR SERVICE IN REPUBLIC OF IRELAND  
77 Benburb Street Dublin 7

\* Authorised to practise in Republic of Ireland

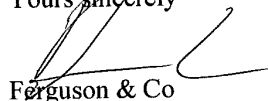


We accept that from what appears in the W2 entry of File 150 that we are not in a position to say whether this patient did in fact received receive Midazolam.

Our clients are concerned that Dr Webb should have answered in an absolute negative to his having used Midazolam in the RBHSC without any qualification only to discover that he had made reference to IV Midazolam for one of his patients on the day before he saw Claire. Should W2 have received IV Midazolam, there would no doubt be a record of this against which Claire's loading dose could be compared.

Again, we emphasise that we are acutely conscious of the strict terms of the High Court Orders allowing disclosure of File 150, but we feel that further investigation is warranted.

Yours sincerely



Ferguson & Co