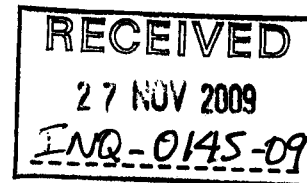


Our Ref: NSCW50/1  
Your Ref: AD-0098-09

27 November 2009

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



Dear Madam

**RE: Inquiry into Hyponatraemia related deaths**  
**Privilege Issue – My client Western Health and Social Care Trust**

I refer to your letter dated 2 November 2009 enclosing Skeleton argument submitted by Desmond J Doherty & Co Solicitors, on behalf of the Ferguson family. I note that the submission is limited to three documents namely:

- Medical Legal reports prepared by Dr Jenkins FRCP, dated 12 November 2002 and 27 January 2003
- Medical Legal report prepared by Dr Declan Warde, Consultant Paediatric Anaesthetist dated January 2003

I would confirm that on the advice of Senior Counsel, my client, the Western Health and Social Care Trust, does not intend to claim legal professional privilege in respect of these reports.

In view of this it is not our intention to submit a Skeleton argument on behalf of the Trust.

Yours faithfully

Wendy Beggs  
Assistant Chief Legal Adviser  
Direct Line – [REDACTED]  
E-Mail Address – Wendy.Beggs [REDACTED]