



# Michael Carroll & Co

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Our ref: JW/CORDELL/S/250613/777

FAO Miss Nikki Diamond  
Cunningham Lindsey Loss Adjustors

Date: 27<sup>th</sup> January 2014

By Email: [nikki.diamond@cl-uk.com](mailto:nikki.diamond@cl-uk.com)

Dear Miss Diamond

**RE: REGINA – V – SIMON CORDELL**  
**WARNED LIST FOR TRIAL AT WOOLWICH CROWN COURT ON 30<sup>TH</sup> JUNE**  
**2014**  
**ALLEGATION: BURGLARY NON-DWELLING**

We act on behalf of our above named client under the terms of a legal representation order.

Our client, Mr Simon Paul Cordell is charged on an indictment containing one count of burglary as follows:

Between 30<sup>th</sup> April 2013 and 9<sup>th</sup> May 2013 having entered a building, namely Unit 3, Horrisons Industrial Estate as a trespasser stole therein a chair and a gazebo.

Mr Rakesh Patel, the Director of the company and claimant has made a sworn section 9 statement that Unit 3 Horrisons Industrial Estate was burgled. Mr Patel made a statement confirming that he left the premises locked and secured on 1<sup>st</sup> May 2013 at 2pm and returned on 8<sup>th</sup> May 2013 at 10.30am. He made a statement confirming that the loss in terms of stock was around £8220 and the damage to the premises estimated at being between £8,000 - £10,000.

Our client has denied any involvement in the burglary matter but concedes that he present as he had hired his sound system to a male who was DJ at the party hosted by persons who had established a legal squat at the commercial premises. Our client further contends that when he arrived at the premises in May 2013 the wall had already been damaged and he also contends that this damage had been done at an earlier date back in February 2013 when there was another private party.

We have sought disclosure from the police in relation to the offence back in February 2013 but for reasons unknown to us they are unwilling to disclose this information. We are in

the process of making a section 8 application to the court with regards to this. We do however seek disclosure of your file and all claims made by Mr Patel since January 2013 in order to establish that the damage he is attributing to our client was in fact caused on February 2013. Our client has confirmed that there are photographs in existence from the February 2013 offence and they would be very important in contrasting the damage attributed to our client in May 2013. We would also be grateful if you could confirm whether Mr Patel furnished proof of remedial work carried out to the wall since February 2013 and before the alleged burglary in May 2013.

Whilst we appreciate that you may be governed by client confidentiality can you please confirm whether you are willing to provide us with a copy of Mr Patel's file in relation to the claims made for Unit 3 Horrisons Industrial Estate from January 2013. If you cannot provide this information voluntarily then can you please confirm this in writing in order that we can make an application to Third Party Disclosure to the Woolwich Crown Court. Can you please specify to whom the summons should be directed.

Please address all responses to Miss Josephine Ward, Solicitor with conduct of this case.

We thank you in advance for your assistance in this matter.

Yours faithfully

**MICHAEL CARROLL & CO.**