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BRIGHTON COUNTY COURT: CLAIM NO. 7BN00116

BENNET v BOARD OF TRUSTEES OF THE OLD MARKET TRUST

Draft Consent Order

1. DISTRICT JUDGE MERRICK
2. LISTING OFFICER/COURT MANAGER
3. CHARLES RUSSELL LLP, Solicitors for the Defendant (by e-mail)

Dear Judge Merrick

Thank you for the Notice of Allocation or Listing Hearing dated 16 April 2007. On receipt of this, I e-mailed Charles Russell LLP and I enclose a printout of that e-mail. Today I received a letter and a draft Consent Order from Charles Russell LLP which I also attach. I also attach a printout of an e-mail I have written today to them.

I am explaining my request for this Consent Order. Originally I had wanted the hearing planned for 8 May 2007 to be deferred because of an important local NHS Trust's meeting at which I was expected. However, this has been overtaken by an event: Charles Russell LLP's wish to try to settle matters without any unnecessary Court hearings. It seems to me sensible to meet the other side to try to see a rational way forward. This might well save time and money, not least the taxpayer's. I therefore hope that you will grant the request for a Consent Order in the terms of the document that I have signed and which I append herewith.

I have copied this letter to the Listing Officer/Court Manager just in case you are on holiday and this letter does not reach you in the short time available. I have also copied this to Charles Russell LLP by e-mail.

Yours Sincerely,

Colin B. Bennett