

Subject: Your Letter dated 23 April 2007
From: Colin B Bennett <colinbbennett@palmeira.org.uk>
Date: Tue, 24 Apr 2007 12:53:37 +0100
To: andrew.thomas@charlesrussell.co.uk

Dear Andrew Thomas

Your Ref: AT/DE/JEH/051969/00009
Mr. Colin Bennett -v- Boards of Trustees The Old Market Trust
Claim Number: 7BN0016

Thank you for your letter to me dated 23 April 2007 with the attached draft Consent Order. I was pleased to see the font was slightly larger and you continue to use the excellent Arial font. It would be helpful if you could use 16 point bold in the future.

I confirm that I am willing to meet a representative of your client at the Old Market. I can make myself available most days but please avoid the morning of 2 May and all day on 4 May. Please also avoid 8 May. I hope an appointment will be made soon.

I note without surprise that your client informs you that the mysterious business in Lewes supposedly advising your client on provisions for hearing impaired people is "no longer in existence". It is clear that this admission drives a coach and horses through the claim that this firm has been monitoring and advising on Old Market's alleged equipment. When did this firm go out of business and does your client claim that there is and has been another firm carrying out the same duties with respect to your client up to the present day?

I do not know whether a meeting between your client and myself can resolve this question but certainly I feel that we can narrow the issues down. My standpoint remains that your client has been woefully deficient in catering for the needs of visitors to the Open Market with hearing problems and in deed of all disabled people. I want to concentrate on getting your client to mend his ways and to discuss concrete measures to do so. I do think a decision by your client to concede bad practice in the past and to move into the 21st century i.e. obeying the DDA is essential. You should realise that although I am eager to achieve a resolution without much more litigation and costs, I am by no means a Patsy. I will be seeking damages, costs/compensation and an Order concerning provisions for hearing impaired people at the Old Market. This Order might be a Judge's Order (perhaps by consent) following a "trial" or it might be a Tomlin Order which would avoid a finding of a breach of the DDA.

I have written a covering letter to the Court which I add as an attachment to this e-mail. I congratulate you on the brevity and appropriateness of the draft Consent Order. The second attachment is the signed draft Consent Order which I am delivering by hand to the Court today together with the covering letter.

Yours Sincerely

Colin B. Bennett
Hove

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