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**From:** Code A (Rose Court)  
**Sent:** 23 September 2013 11:43  
**To:** Code A  
**Cc:** McHaffie Malcolm; Walsh Sally; Close Paul  
**Subject:** RE: Charles Farthing (Gosport War Memorial Hospital)

In 2006, Paul Close was the lawyer in this case and I was the unfortunate case worker. A hard copy of a huge file following investigation by the Hampshire Constabulary into the potential gross negligence manslaughter offences was submitted to this office. Paul Close reviewed the case and Counsel's advice was obtained. The advice and review concluded that there is no evidence to commence proceedings against Dr Barton.

Papers in the case were originally registered under the CAMS system as the initial file was managed by Rob Dryborough Smith and predates 2006. At the conclusion of the case, the papers were sent to RMU for long term interest as the victims' families showed no signs of giving up. These papers were accidentally destroyed when enquiries to retrieve them were made following the GMC proceedings.

Around 2009 Transcripts of the GMC proceedings and the panel's decision was forwarded to us. Counsel was then asked to re consider them. No proceedings were recommended.

I cannot remember about the Appeal file.

I hope the above helps.

Code A

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**From:** Code A  
**Sent:** 23 September 2013 11:04  
**To:** Code A (Rose Court)  
**Subject:** FW: Charles Farthing (Gosport War Memorial Hospital)

Kim,

FYI

Please see below – you are showing on CMS as the caseworker.

Code A

Code A

Business Manager,  
Special Crime and Counter Terrorism Division  
**Crown Prosecution Service**

8th Floor, Rose Court,  
2 Southwark Bridge, London, SE1 9HS

Tel:- Code A

DX 154263 SOUTHWARK 12

E-mail:- Code A

[WWW.CPS.gov.uk](http://WWW.CPS.gov.uk)  
The CPS incorporates RCPO

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**From:** SCandCTVRRandcomplaints  
**Sent:** 23 September 2013 10:47

**To:** Close Paul  
**Cc:** Walsh Sally; McHaffie Malcolm; **Code A**  
**Subject:** FW: Charles Farthing (Gosport War Memorial Hospital)

Dear Paul

Please see email below from Enquiries. I can see from CMS that there was a case registered in the name of Jane Barton, which wasn't proceeded with, but there is no case specific information on the record. There is also an appeal case with no case specific information, which was abandoned before appeal, which seems a bit odd if the CPS didn't proceed with a prosecution in the first place.

I have attached a press article from August this year which talks about the Baker report:  
<http://www.portsmouth.co.uk/news/health/local-health/son-finds-report-into-gosport-war-memorial-hospital-deaths-damning-1-5351889>

Can you please let me know what the current situation is with this matter and please provide a suitable response which I can then supply to Mr Farthing.

Many thanks

**Code A** Complaints Co-ordinator  
 Special Crime and Counter Terrorism Division | Crown Prosecution Service  
 Rose Court, 2 Southwark Bridge  
 London SE1 9HS  
 Tel: **Code A**




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**From:** Enquiries  
**Sent:** 20 September 2013 13:43  
**To:** SCandCTVRRandcomplaints  
**Subject:** FW: Charles Farthing (Gosport War Memorial Hospital)

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**From:** Enquiries  
**Sent:** 20 September 2013 13:38  
**To:** **Code A**  
**Subject:** FW: Charles Farthing (Gosport War Memorial Hospital)

Dear **Code A**

Hope all is well at Serious Crime. Regarding Mr Fathing's feedback below (bottom email), is Gosport War Memorial a case that SC&CTD has been dealing with? If not, do you have an idea which part of HQ it belongs to?

Many thanks,

**Code A**  
 Parliamentary and Complaints Unit  
 Public Accountability and Inclusion Directorate  
 Crown Prosecution Service  
 Rose Court, 2 Southwark Bridge, London SE1 9HS  
 Tel: **Code A**  
 DX: 154263 Southwark 12

[www.cps.gov.uk](http://www.cps.gov.uk)

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**From:** Code A (Eastleigh)  
**Sent:** 19 September 2013 14:52  
**To:** Code A  
**Cc:** Code A  
**Subject:** FW: Charles Farthing (Gosport War Memorial Hospital)

Dear Code A

This case was not dealt with by us. HQ dealt with the case so doesn't this therefore need to go back to you?

**Code A**

*Public Enquiry Co-ordinator*

*CPS Wessex -Area Operations Centre*  
*tel: 02380 Code A short dial: 773868*



Please consider the environment before printing this email.

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**From:** Enquiries  
**Sent:** 18 September 2013 15:14  
**To:** WessexVRRandcomplaints  
**Subject:** Charles Farthing (Gosport War Memorial Hospital)

Dear CPS Wessex,

Please see the correspondence below from Mr Charles Farthing for your attention. It has not been acknowledged.

Many thanks,

Ben Mansfield  
 Parliamentary and Complaints Unit  
 Public Accountability and Inclusion Directorate  
 Crown Prosecution Service  
 Rose Court, 2 Southwark Bridge, London SE1 9HS  
 Tel: 020 3357 0888  
 DX: 154263 Southwark 12  
[www.cps.gov.uk](http://www.cps.gov.uk)

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**From:** Charles Farthing Code A  
**Sent:** 18 September 2013 14:49  
**To:** Enquiries  
**Subject:** Gosport War Memorial Hospital

*Your records will indicate the CPS's failure to prosecute Dr. (now Ms.) Jane Barton and others for their activities at the Gosport War Memorial Hospital from as early as 1988, despite several warning signs enroute. Not least were the whistle-blowing nurses in 1991 and then, towards the end of the decade, the many police complaints started by Gillian McKenzie and myself in September/October 1998.*

***My step-father, Arthur Denis Brian Cunningham was one of Barton's many victims when his life was uncerimoniously terminated under her 'care' in 1998 due to being administered excessive and unnecessary drugs using a syringe-driver.***

***After several aborted attempts, the police eventually investigated this doctor and her staff, but the case failed when it got to the CPS. The person dealing with this case at the CPS was Paul Close, and he conducted an interview with some of the families concerned to say there was insufficient evidence to prosecute. He did, however, indicate that the case would be reopened upon the presentation of new evidence.***

***There was also a GMC investigation that found this doctor guilty of multiple charges of professional misconduct, but failed to strike her off their register, although she later resigned. Earlier still, there was an enquiry into the Gosport deaths by Professor R. Baker whose report was suppressed by government; this is the same person who did a similar study following Shipman's conviction.***

***After much pressure from families and prevarication by governement, the Baker Report was finally released last month, and without surprise to anyone, completely confirms the suspicions of families that irregular activities had taken place at that hospital.***

***I would like to know, please, if the CPS has any intention of revisiting this case in light of the new evidence, and also look again at what information was or (more to the point) was not passed by the police prior to Mr Close's decision.***

***Kind regards,***

***Charles Stewart-Farthing***

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