



Strictly Private & Confidential

Mrs Lesley O'Brien

Code A

Our ref: TET/SJ1/00492-15579/6673011 v1
Your ref:

Tamsin Hall
Assistant Solicitor
Code A (Direct Dial)

24 January 2008

Dear Mrs O'Brien

General Medical Council - Dr Jane Barton

Thank you very much for your letter dated 13 January 2008.

I am grateful for your confirmation that you are happy to assist me with the investigation in Dr Barton's Fitness to Practise.

You state in your letter that you are not familiar with the term "Production statement". The position is that we are unable to use statements that any witness has given for previous investigations, whether carried out by the Police or any other body, without the witness producing them for the current investigations. The GMC Fitness to Practise hearing are run along the laws of criminal evidence which states that witnesses must give their evidence in person and written statements will not be admissible without the witness being there in person to be available for examination in front of the panel.

It would indeed be helpful for you to point out to me which statements you gave to the CHI and also for you to elaborate further about the issues that you feel need addressing in more detail. It is very helpful for you to have written these down in your letter to me but I feel that it may be best if we meet face to face to discuss these further.

I am planning on coming to the Gosport area next week between Wednesday 30 January and Thursday 31 January 2008. I would be more than happy to visit you either at your home or at another mutually convenient location.

I note your comments regarding your sister. At this juncture I do not anticipate that a meeting of the two of you together will be necessary and I am in separate correspondence with her.

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You mention other witness statements that you have made to the Police. I am not sure if I am in receipt of all of these from the Police and am concerned that my papers may be incomplete. I would be grateful if you could confirm if you have copies of any other statements and if you could forward these to me.

Please be assured that I understand that this matter must be distressing for you, particularly after all this time.

I look forward to hearing from you in order that we may arrange a meeting next week.

Yours sincerely

Code A

Tamsin Hall
for **Field Fisher Waterhouse LLP**