

Other Document Form

Number

D1098

Title LETTER FROM MATTHEW LOHN WITH EXPERT REVIEW SUMMARY REPORTS
(Include source and any document number if relevant)

Receivers instructions urgent action Yes No

Document registered / indexed as indicated

No(s) of actions raised

Statement readers instructions

Indexed as indicated

No(s) of actions raised

Examined - further action to be taken

Further actions no(s)

Code A	
O/M	S/O
Indexer	

When satisfied all action raised Office Manager to endorse other Document Master Number Form.

FIELD FISHER WATERHOUSE



Our ref: MSL/TL/37161-00001/2892627 v1

Strictly Private & Confidential

Code A

Operation Rochester
Fareham Police Station
Quay Street
Fareham
Hampshire PO16 0NA

20 July 2004

Code A

Category 2 Cases

I have now completed my review of the Category 2 cases and enclose, under cover of this letter, my summary reports.

I have concerns about seven cases currently listed as Category 2 namely:-

1. Edith Aubrey.
2. Henry Aubrey.
3. **Code A**
4. Geoffrey Packman.
5. Gladys Richards.
6. Elizabeth Rogers
7. Sylvia Tiller.

As you know, I am away on vacation tomorrow until 2 August 2004. On my return I would welcome the opportunity to discuss my findings with you. Until I have had an opportunity to explain the basis for my views, I do not think that we should communicate any of this information to the families.

Field Fisher Waterhouse 35 Vine Street London EC3N 2AA
Tel +44 (0)20 7861 4000 Fax +44 (0)20 7488 0084 e-mail london@thealliancelaw.com
www.ffwlaw.com www.thealliancelaw.com CDE 823

London Berlin Dublin Düsseldorf Edinburgh Essen Frankfurt Glasgow Hamburg Leipzig Munich Paris

Regulated by the Law Society. A list of the names of the partners of FFW and their professional qualifications is open to inspection at the above office.
The partners are either solicitors or registered foreign lawyers.
The European Legal Alliance is an alliance of independent law firms.

I also write to confirm that I have not reviewed any of the “Bakers Dozen” notes since I have been awaiting the expert reports. Perhaps we can discuss how best to take these cases forward when we meet.

With kind regards.

Yours sincerely,

Code A

Matthew Lohn

Partner

Direct Line: **Code A**

Mobile: **Code A**

Email: **Code A**

Expert Review

Victor Abbatt

No. BJC/01A

Date of Birth: **Code A**

Date of Death: 30 May 1990

Mr Abbatt was admitted to the Gosport War Memorial Hospital on 29 May 1990 as an emergency. Dr Barton requested this as his v **Code A**

Code A

Code A

The experts criticised the use of a small dose of **Code A** is cyanosed. They note, though, that Mr Abbatt was already very unwell.

VA1 No drug chart exists within the Notes.

Expert Review

Dennis Amey

No. BJC/02

Date of Birth: **Code A**

Date of Death: 20 December 1990

Mr Amey was admitted to Gosport War Memorial Hospital on 14 November 1990 following a request from **Code A**. Mr Amey at that time had problems

Code A

Code A

The experts have determined that this dose of N **Code A** high and possibly sub optimal but without additional documentary evidence cannot be clear as to whether the doses of Diamorphine was escalated only in response to uncontrolled pain.^{DA2}

21099 has
2 admit
dates
7 & 14/11/90

DA1 There are no drug cards or relevant nursing notes within the medical records.

DA2 The officer's report refers to a "Report 8C" which has not been provided to me.

Expert Review

Charles Batty

No. BJC/06A

Date of Birth: **Code A**

Date of Death: 2 January 1994

Mr Batty was admitted to Gosport War Memorial Hospital in September 1990 for long stay care. I **Code A**

Code A

He was treated with **Code A** regularly for a period of years for pain although its origin was not clear.

I
n
c
v
d
o
t

Code A

The experts review has determined that the treatment was sub optimal due to the high doses, especially **Code A**. Cause of death was felt to be unclear by the expert team.^{CB1}

^{CB1} There is no officer's report in respect of this case.

Expert Review

Dennis Brickwood

No. BJC/06B

Date of Birth: **Code A**

Date of Death: 12 June 1998

Mr Brickwood was admitted to hospital on 15 January 1998 after a fall where he sustained a **Code A**

On 3 February 1998 he was transferred to Gosport War Memorial Hospital for rehabilitation. He **Code A**

Code A

He was assessed in March 1998 with a view to being discharged home but, following a trial visit on 6 April 1998, this was not considered a possibility.

Code A

The experts note that the **Code A** was escalated and a large amount of **Code A** to the syringe driver although it was not felt death was accelerated as a result of this treatment.

DB1 The family would seem, from the officer's report, to be unaware of the severity of their father's condition. They have requested that a number of questions are answered about their father's treatment.

Expert Review

Sydney Chivers

No. BJC/09

Date of Birth: **Code A**

Date of Death: 20 June 1999

Mr Chivers was admitted in May 1999 to the Gosport War Memorial Hospital from the Queen Alexander Hospital for rehabilitation after suffering a

Code A

brooks; a syringe driver was commenced.

The experts felt that cause of death was probably unclear and noted the opioids were escalated without trying other ways of stopping the pain but did not feel the treatment was negligent.

Expert Review

Cyril Dicks

No. BJC/17

Date of Birth: **Code A**

Date of Birth: 22 March 1999

Mr Dicks was admitted to the Gosport War Memorial Hospital on 28 December 1998. **Code A**

Code A

It is recorded in the Medical Notes that he had a number of falls where he only sustained minor cuts and bruising whilst at Gosport War Memorial Hospital.

Code A

Although there is no record available in the medication cards or in the medical notes one nursing record states that subcutaneous **Code A** **Code A** 20 March 1999.

The experts conclude the care on the ward was reasonable and that it was likely that Mr Dicks would have died no matter how well he was cared for.

Expert Review

Charles Hall

No. BJC/23

Date of Birth: **Code A**

Date of Death: 6 August 1993

Mr Hall was admitted to Gosport War Memorial Hospital on 5 July 1993 after

Code A

On admission, in addition to the rehabilitation issues following his **Code A** surgery, he was suffering pain in his left foot **Code A**

Code A

Code A

The experts note that although he undoubtedly had severe underlying disease the acceleration from one dose of **Code A** was sub optimal treatment.

Expert Review

Catherine Lee

No. BJC/31

Date of Birth: **Code A**

Date of Death: 27 May 1998

Catherine Lee was admitted to Gosport War Memorial Hospital on 14 April 1998 from the Royal Haslar Hospital where she had been admitted for surgery

Code A

Code A

On admission she was settled on the ward and given **Code A**

This was gradually increased during her stay on **Code A**

Code A by 18 May.

She was transferred to subcutaneous analgesia on 21 May when she was started

Code A

The experts have raised a question as to whether the indication for Opiates was clear but note that the medical problems were probably enough to account for the final cause of death.^{CL1}

^{CL1} I have not seen an officer's report in respect of this case.

Expert Review

Stanley Carby

No. BJC/07

Date of Birth:

Code A

Date of Death: 27 April 1999

Mr Carby was admitted to Gosport War Memorial Hospital on 26 April 1999 for rehabilitation. He was transferred from the Royal Haslar Hospital where he had been admitted in April 1999 su

Code A

h
c

Code A

Code A

The cause of death was shown as cerebral vascular accident and was certified by Dr Barton. **Code A**

The large dose of Diamorphine makes the care sub optimal but it had no effect on Mr Carby's prognosis.

Expert Review

Code A

Code A

Code A

Code A

WC1 There was no officer's report available for review in this case.

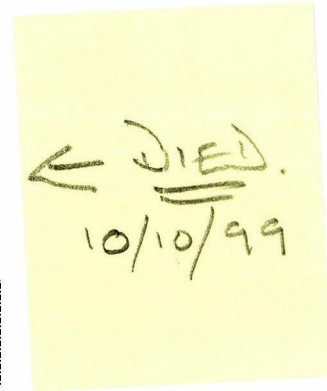
Expert Review

Harry Hadley

No. BJC/22

Date of Birth: **Code A**

Date of Death: 10 October 1999



Mr Hadley was admitted to Gosport War Memorial Hospital on 5 October 1999.

~~At the time he was fully aware of his condition having been diagnosed with~~

Code A

~~the assistance of nurses plus aides.~~

Mr Hadley died on 5 October 1999. In the last five days before his death Mr Hadley was inexpertly treated with opioid analgesics although this did not in any way substantively alter the prognosis.

Expert Review

Alan Hobday

No. BJC/26

Date of Birth: **Code A**

Date of Death: 11 September 1998

Mr Hobday had suffered a **Code A** and was admitted to hospital. He was transferred to Gosport War Memorial Hospital on 24 July 1998 for further rehabilitation.^{AH1}

On the clinical notes it would appear that he **Code A** 1998 and thereafter d **Code A**

Code A and Mr Hobday died on 11 September 1998.

The expert report confirmed that although higher doses of opiates were used than may have been necessary, Mr Hobday's cause of death was due to his **Code A**

^{AH1} I have not seen A194 and M24 mentioned in the officer's report.

Expert Review

Eva Page

No. BJC/35

Date of Birth: **Code A**

Date of Death: 3 March 1998

Mrs Page was transferred to Gosport War Memorial Hospital on 27 February 1998 for palliative care having been treated at Queen Alexander Hospital as an

Code A

of. The experts agree that the cause of death was natural.

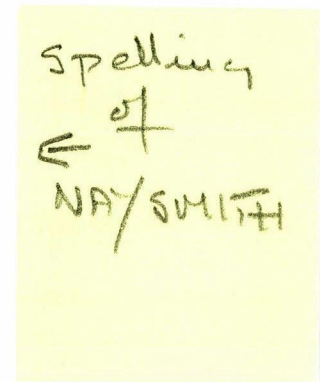
Expert Review

Gwendoline Parr

No. BJC/36

Date of Birth: Code A

Date of Death: 29 January 1999



Mrs Parr had been admitted to the Royal Haslar Hospital in December 1998

Code A

The family note in the officer's report that they visited Mrs Parr daily at the Hospital and stated that "she was very chirpy and stated that she would soon be walking and going home".

~~Mrs Parr was noted to have deteriorated by 23 January 1999 and was~~

Code A

Mrs Parr died on 29 January 1999.

Code A

Expert Review

Code A

Date of Death: 3 December 1998

Code A

Code A

Code A

EP1 Officer's report refers to chronological list of events submitted by **Code A** son, Michael Wilson. I have not been provided with a copy of this list.

Expert Review

Margaret Queree

No. BJC/38

Date of Birth: **Code A**

Date of Death: 10 October 1994

DOB **Code A**

R8H, R7C0

Mrs Queree was admitted to the Queen Alexander Hospital in May 1994 where she underwent surgery for **Code A**. She had a **Code A** put in place. She was transferred to Gosport War Memorial Hospital on 29 July 1994 for rehabilitation. As noted by the experts, Mrs Queree had significant

Code A

The experts confirm that in their view she died of natural causes. The use of opiates and sedation was rapidly increased although this properly appears to be reasonable in response to the distress demonstrated by the patient.

Expert Review

Violet Reeve

No. BJC/40

Date of Birth: **Code A**

Date of Death: 14 April 1997

Miss Reeve was admitted to the Queen Alexander Hospital on 18 October 1996 following a **Code A**

Code A

During the admission she remained **Code A** and was seen by Dr Gibb a neurologist.

The experts have concluded that Miss Reeve clearly had a poor prognosis and very **Code A**

Dr Lord seemed to have decided, notwithstanding the advice of Dr Gibb, to continue sedation and the experts concluded that she was likely to be made more comfortable at the end with the treatment regime of Midazolam and Diamorphine.

Expert Review

James Ripley

No. BJC/42

Date of Birth: **Code A**

Mr Ripley was admitted in August 2002 for **Code A**
from
which was increased after twenty-four hours. Having become drowsy he was transferred back to the Royal Haslar as an emergency where he recovered consciousness. The expert opinion concluded that the escalation in Morphine Sulphate was rapid but non negligent.

Expert Review

Daphne Taylor

No. BJC/47

Date of Birth: **Code A**

Date of Death: **20 October 1996**

Mrs Taylor was admitted to the Royal Haslar Hospital on 29 September 1996 after suffering a cerebrovascular accident. She was transferred to the Gosport War Memorial Hospital on 3 October 1996 for rehabilitation.

Code A

Code A

assessment made for her pain.

The experts note that she had an irrecoverable **Code A** and would have died soon in any event.

Expert Review

Code A

Code A

Code A

Code A

Expert Review

Geoffery Packman

No. BJC/34

Date of Birth: **Code A**

Date of Death: 3 September 1999

Code A

Mr Packman was admitted to Gosport War Memorial Hospital in July 1999 following the development on an **Code A**

It appears from the medical notes that he had an episode **Code A** prior to being discharged from Portsmouth Hospitals NHS Trust.

Following admission to Gosport War Memorial Hospital on 23 August 1999 Mr Packman was noted as remaining **Code A**

Code A

Code A

There is a variation in the view taken of this case by the experts reviewing the Notes. Concern is expressed by Dr Lawson that although the death was natural, the **Code A** as potentially treatable. This contrasts with Dr Naismith's view who notes the multiple pathology existing in Mr Packman and the fact that his **Code A** would have made him unfit for surgery.

Expert Review

Gladys Richards

No. BJC/41

Date of Birth: **Code A**

Date of Death: 22 August 1998

On 30 July 1998 Mrs Richards suffered a fall at the **Code A** Home where she lived. **Code A** admitted to the Royal Haslar Hospital where she underwent a **Code A**

Code A

She was transferred to the Gosport War Memorial Hospital on 11 August 1998 for continuing care. She was readmitted to the Royal Haslar Hospital on 14 August 1998 for a reduction of her dislocated right hip and was readmitted to Gosport War Memorial Hospital on 17 August 1998. Plan on admission was to **Code A**

Mrs Richards, on the 18 August, was still noted to be in great pain at which point it was proposed that she was started on **Code A**

Mrs Richards was noted to be much more peaceful on 21 August although her condition was noted to be very poor.

There is criticism made that the starting dose of **Code A** **Code A** but it was noted that Mrs Richards

Code A

Code A

Code A

GR1 I have not seen an officer's report from the family in this case.

Expert Review

Sylvia Tiller

No. BJC/48

Date of Birth: **Code A**

Date of Birth: 13 December 1995

Code A

Code A

up a syringe... Dr Naismith questioned the rationale for making “more adequate analgesia available” in the admission plan. The experts agree that the dose of Diamorphine was inappropriately high. Dr Lawson questions whether this may have hastened Mrs Tiller’s death. Dr Naismith considered it made little difference to the outcome.

Expert Review

Edith Aubrey

No. BJC/04

Date of Birth: **Code A**

Date of Death: 15 June 1996

Mrs Aubrey lived at home with her husband until April 1994 when she was admitted to a nursing home. Her past medical history included probable

Code A

Code A was reasonable in the experts' views. **Dr Naismith has marked this case as C3.**

Expert Review

Henry Aubrey

No. BJC/05

Date of Birth: **Code A**

Date of Death: 2 June 1999

Mr Aubrey was admitted to the Royal Haslar Hospital in May 1999. He was transferred to Gosport War Memorial Hospital on 1 June 1999. The history of

Code A

Code A

The experts noted in their analysis that although Mr Aubrey had a terminal diagnosis and was recognised to have given up, the need for such a large dose of Diamorphine and Midazolam was not clear. **Drs Naismith and Lawson have rated this case B3.**

Expert Review

Elizabeth Rogers

No. BJC/44

Date of Birth: **Code A**

Date of Death: 4 February 1997

Mrs Rogers was transferred from the Royal Haslar Hospital to Gosport War Memorial Hospital on 30 January 1997.

She had been treated at the Royal Haslar Hospital with a **Code A**

Code A

Code A

The experts note that the dose of Diamorphine approximated to a doubling of opioid medication and question the reason for the Diamorphine increase on her final day. Dr Lawson felt the medical problems were enough to account for her death although Dr Naismith (3B) has expressed concern that “it is likely that the opioid substantially shortened this lady’s life and may have produced death in a lady who would otherwise have survived for months”. Note Dr Ferner categorised this case as 1A to reflect the optimal treatment of a natural death.