

Code A

From: Code A
Sent: 28 December 2005 16:15
To: 'liz.semple' Code A
Cc: Peacock, David
Subject: Gosport War Memorial Hospital (Misconduct Review)

Liz,

I apologise for the delay in replying to your letter dated 1/12/05, this was due to arrangements in hand to locate the PSD papers held in storage before I went on leave for Xmas. I did call to discuss the content of your letter before my leave but you were in a meeting all day. I understand you are now away until January 06.

Your letter to Ch Supt Peacock has also been received, he is now on leave and therefore I am responding on his behalf.

The PSD papers are held in two crates and the only new items held since Feb 04 are:

- * internal e mails following telephone contacts by Mrs Mackenzie
- * a policy decision by Det Supt Williams regarding his decision to release from further police investigation re the death of Gladys Richards
- *PCA/IPCC copy letters (March 04) including reference to a letter from Mrs Graham

My understanding (which has been confirmed by ACC Cole who was the investigating officer) is that the complaint investigation, a PCA supervised case, was closed back in the summer following consideration of the investigating officer's report. The complaint against Ch Supt James was unsubstantiated, however it was recommended he should receive operational advice, this did not happen because he had already retired by the time the adjudication was received.

At this time I am unable to find a copy of the final correspondence from Mr Lustgarten, I will forward you a copy once located.

The criminal enquiry (Operation Rochester) continues into the matters raised in respect of the Gosport War Memorial but these are separate to any complaint investigation.

Please can you clarify as to why the complaint case has now been transferred to Rebecal Marsh, given that it was finalised by Mr Lustgarten. I should also be grateful if you could provide further information as to the document items you are now requesting, or you may wish to visit PSD to examine the full documentation held.

The Deputy Chief Constable is not aware of any misconduct review being undertaken by the IPCC regarding the matter.

Regards,

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