

To Whom It May Concern

Court Case(PR090110) LFRS -v- Burns

11th February 2013

During the above court case, second day 12th February 2013, I was sitting at the rear of the court, slightly elevated seating position. P.Burns is asking J. Drinkall questions relative to the case.

From my position I have a good overall visibility of the courtroom. Sitting in the public area(front part of the court) is Mr. R.Warren and Mrs D.Lister.

At approximately 15:50hrs I observed Mr.Warren accessing text/information from his mobile phone, this alarms me so I decide to concentrate on what is going on?

As Mr.Warren moves through the text in obvious sync with Ms. Drinkall's answers to P.Burns questions I notice that Mr. Warren is also using nods of his head(affirmative-negative) to J. Drinkall whilst she is being questioned by P.Burns

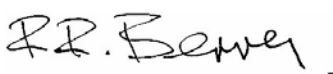
At the closure of the day approximately 16:30hrs I approach the Court Usher(female) and report my observations, she confirms that Mr. Warren's actions were also observed by her and the Clerk to the Court(male) and the matter would be brought to Judge Butler's attention.

Having thought about the events of the day I came to the decision to report the matter to the Court Manager the following day 13th February 2013.When I outlined my observations to the Court Manager of the events of the previous day I was asked to make a sworn written statement which I did immediately.

Having exited the Court Manager's office I met up with people who were also in the court the previous day. When casually asked about my views on the previous day's proceedings I mentioned my observations of Mr. Warren's actions. To my surprise three(3) people also saw what was going on. When told about my statement to the Court Manager they also reported their individual observations and completed statements to that effect.

So in total there were six(6) visual observations of Mr. Warren's actions and four(4) written statements.

It is my opinion that J.Drinkall's statement(evidence had been downloaded onto Mr. Warren's mobile phone and Mr.Warren was influencing/guiding J.Drinkall through the questioning being conducted by P.Burns.



R.R.Berry – 13th November 2014.