

Antonelli, Rachel

From: Mark Warters [REDACTED]
Sent: 22 July 2021 10:01
To: Berry, Janie; Antonelli, Rachel
Cc: [REDACTED]
Subject: Hearing Checklist.doc
Attachments: Hearing Checklist.doc

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Morning Janie/Rachel,

As it's now 15 working days since you allowed me to share the complaint against me with potential witnesses I now fill in the checklist as required.

Do I intend to Attend - Yes.

Am I to be represented - No.

Whole or part of the hearing in private - No the whole hearing should be public.

Report to be withheld - No.

Do I disagree with the facts - I have previously provided a long and detailed statement straight after receipt of the complaint that fully explains my position regarding the nature of the complaint and the facts I disagree with. I have also entered into correspondence highlighting the situation whereby an unsubstantiated complaint based on a telephone call can ever reach this stage because the facts can never be established.

Do I intend to call witnesses - Yes.

No witnesses can comment on the content of the telephone conversation that the complaint centres around as obviously there are no witnesses to the call, however the following witnesses will be able to impart useful information as to the background of the matter that has led to the complaint, useful information as to the complainants character and to rebut untrue statements in the complainants statement that do not relate directly to the telephone call.

Witnesses;

Cllr. M. Rowley.

Councillor Rowley referred at an Osbaldwick Parish Council meeting to having taken a telephone call from the complainant to which he and his wife who heard the call were disgusted as to how he was spoken to by the complainant in my case, the telephone call related to the Hull Rd Foot Clinic.

Councillor Rowley was also present when the complainants and their solicitor attended an in person Osbaldwick PC meeting at which he had to intervene to ask Mr Moore not to be so aggressive, the attendance of the complainants was in relation to a planning application submitted by the Foot Clinic.

Given Councillor Rowley's role as Chair of JSC I would be expecting a written statement and no other involvement in this matter.

Emma Leonard, Highways Development Control.

Emma Leonard will be able to provide useful background as to the ownership/legal aspects of the verge opposite the Hull Rd. Foot Clinic and hopefully such background will demonstrate that the facts as I understood them and explained to the complainant on the phone were correct and reasonable.

I would expect a written witness statement to suffice.

Mr Keith Harrison of [REDACTED]

Mr Harrison has agreed to provide a statement in response to the untrue remarks in the complainants statement with regard to the situation on this section of Hull Rd. and to the complainants remarks about the neighbours.

Mr Harrison has agreed to attend the hearing to answer questions and represent other Hull Rd. residents who will be providing written statements on these matters.

Mr. Neville Elsegood of [REDACTED].

Mr Elsegood will be providing a written statement.

Mrs. Shirley Horner of [REDACTED].

Mrs Horner will be providing a written statement.

Mr Kevin Wakefield on behalf of Mrs Joyce Wakefield of [REDACTED].

Mr Wakefield will be providing a written statement.

Mr William Old of [REDACTED].

Mr Old will be providing a written statement.

I look forward to you acknowledging this email and providing some indication as to the likely date of the hearing and the date when written witness statements need to be submitted.

Mark.

Regards,

Cllr. Mark Warters.
[REDACTED]