

Mrs Louise Hunt
Senior Coroner for the City of Birmingham and the Borough of Solihull
Coroner's Court
50 Newton Street
Birmingham
B4 6NE

By post and email to coroner@birmingham.gov.uk

our ref: CAL0019
Date: 10th September 2014

Dear Madam

Inquest touching the deaths of Craig Roberts, James Dunsby and Edward Maher

Thank you for your letter of 15th August, in reply to ours of 14th August.

Your reply was so prompt that we fear it was written before receipt of the full file of evidence submitted on behalf of our client. We apologise for not making it clear in the e-mailed letter that further supporting evidence was on its way to you. If you intend to re-consider your response in the light of that further evidence, please confirm by return.

Our client does not wish to engage in a dispute as to whether or not CAL is an interested party, nor does our client wish to pursue this point unnecessarily, if it is the case that the point and evidence on air pollution was: (a) properly considered and investigated at an earlier stage in the investigation; and if so (b) discounted on a justifiable basis.

Unfortunately, based on the limited information provided in your letter we do not know whether the potential contribution of ozone levels has been properly considered and/or discounted on a justifiable basis. From your letter, it seems that your position might be that because the police investigation did not identify ozone levels as a contributory factor, without specifically investigating this issue, this is sufficient to dispose of our client's concerns.

We should be most grateful if you would provide the following information/clarification:

- (a) Please confirm whether or not the issue and evidence surrounding the importance of ozone levels was specifically considered and investigated by the police ;
- (b) Please provide a summary of the evidence considered in relation to ozone levels, including whether expert evidence on the ozone levels issue was considered by the police and the identity of those experts;

- (c) If evidence and/or expert evidence on the ozone levels issue was gathered and considered by the police, please confirm whether ozone levels were identified as a possible contributing factor; and
- (d) If ozone levels were identified as a possible contributing factor, but the point was dismissed, please summarise the reasons why it was concluded that ozone levels were not in fact a contributory factor.

You will appreciate that we consider the point to be of general public importance.

We are sending a copy of this letter to the Dyfed Powys Police. We should be very grateful if you would provide contact details for the families' solicitors.

Yours faithfully

Harrison Grant
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