

FURTHER REPORT TO CROWN PROSECUTOR
FOR CHARGING DECISION
Not Disclosable

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Decision/Advice now sought following completion of MG3/MG3A dated: 10/11/04

See previous pages

Officer completing: DS Routledge

Rank & No./Job title: DS 640

Date: 10/11/04

Contact details (station, tel., mobile, e-mail):

Signature:

Decision/Advice given (*referring to documents/evidence seen. Specify or attach charge(s)*)

The additional documents that have been submitted include an MG6, a report for CAIU regarding **NO-A394** information from a visit to **DPA** statement from Michelle Barrett, Q and A of **NO-A394** statement of Rachel Stimson, Beth Bleaden, statement of Robert Routledge.

As a result of further enquiries that the officer in the case has made, it transpires that there is a great deal of background information some of which is very undermining. The three main problems that stand out are :-

1. There was a previous referral to social services where **NO-A394** had made allegations **Irrelevant** but when he was interviewed by the police about this, he failed to make any disclosures. Investigators believe that the children had been primed not to say anything but equally, there were concerns about the credibility of the **DPA** who had spoken with the children. In any event, questions would be put to **NO-A394** in cross examination that he had made previous unproven allegations.
2. **NO-A394** made a confession to Beth Bleaden, social worker that he had sexually abused other children that had been fostered by **Name Redacted**. When this was discussed with the children involved, they did not disclose that anything had happened apart from **Name Redacted** who said there had been some kissing and hugging but nothing she was embarrassed or concerned about. Again, it would be put to **NO-A394** in cross examination that he had made further statements that were unproven and no doubt the defence would go on to say he was obsessed with sex.
3. It would appear that **NO-A394** was not happy in his foster placement and was in fact placed elsewhere in the end but the **NO-F191 & NO-F194** decided to stop fostering anyway and end all contact with **NO-A394**. As a result, he probably feels rejected and will be accused of coming up with this allegation as he wants to get back at them especially as the allegation is 3 years old.

The above 3 points substantially undermine the case. It does not necessarily mean that the abuse has not occurred but I am of the view that there is no realistic prospect of conviction in a criminal court.

Prosecutor name (*print*): S K Matthews Contact details: 0115 8523354 Date: 10/11/04

Prosecutor to indicate general nature of decision/advice (*Tick one box only*)

Code	Advice	Suspect 1	Suspect 2	Code	Advice	Suspect 1	Suspect 2
A	Charge + request full file	<input type="checkbox"/>	<input type="checkbox"/>	H	Request evidential file	<input type="checkbox"/>	<input type="checkbox"/>
B	Charge + request expedited file	<input type="checkbox"/>	<input type="checkbox"/>	I	Request expedited file	<input type="checkbox"/>	<input type="checkbox"/>
C	Simple caution	<input type="checkbox"/>	<input type="checkbox"/>	J	Further investigation - resubmit	<input type="checkbox"/>	<input type="checkbox"/>
D	Conditional caution	<input type="checkbox"/>	<input type="checkbox"/>	K	NFA – Evidential	<input checked="" type="checkbox"/>	<input type="checkbox"/>

E	Reprimand	<input type="checkbox"/>	<input type="checkbox"/>	L	NFA – Public interest	<input type="checkbox"/>	<input type="checkbox"/>
F	Final warning	<input type="checkbox"/>	<input type="checkbox"/>	M	Other (<i>please specify</i>)	<input type="checkbox"/>	<input type="checkbox"/>
G	TIC	<input type="checkbox"/>	<input type="checkbox"/>				
If 'K', enter Evidential reason code:		E4		If 'C, D, E, F or L', enter Public interest code:			
Further action agreed 1. 2. 3. 4. PYO Provisional trial date: Charging review/action date: Return bail date:				Action date by: 1. 2. 3. 4.			
Investigation stage at which advice sought: Pre arrest: <input type="checkbox"/> Post arrest: <input type="checkbox"/> Post interview: <input type="checkbox"/> Post bail for further enqs: <input type="checkbox"/> Bail for charging decision: <input checked="" type="checkbox"/>							
How Advice Delivered: Face to Face: <input type="checkbox"/> Video Conferencing: <input type="checkbox"/> Telephone: <input checked="" type="checkbox"/> CPS Direct: <input type="checkbox"/> Written: <input checked="" type="checkbox"/>							