A17 EXHIBIT WITN063309 9

SUPT HEATH

ACPOS

ASSOCIATION OF CHIEF POLICE OFFICERS IN SCOTLAND

Police Headquarters
173 Pitt Street
GLASGOW G2 4JS

Tel No. 0141 532 ~~2052~~ 2055
Fax No. 0141 532 2058
Email : contactus@acpos.police.uk

Stevie

Please find attached as discussed. I've done a wee reply to Mr GRO-A saying that I've got it.

Hope all is well with you.

GRO-C

With Compliments

Hon Sec : William Rae QPM

Gary Ritchie

From: GRO-A
Sent: 13 April 2003 04:06
To: Gary.Ritchie@ GRO-C
Subject: Re: Update and Information

Hi Gary

Thanks for helping us out with Stephen, I am GRO-A's dad, GRO-A I thought I should put a few things a little clearer.

York Hill Hospital was the first time GRO-A had been given factor 8, that was 1980. It was not until 1985 when both my sons were sent to our main hospital, Wellington for a blood check -up, and we found out both the boy's were in fected with Hep C, and GRO-A had HIV. I took it for granted both the boy's were infected here in New Zealand.

At that time we got all our treatment from Australia, and U.S.A, but it was all Cryoprecipitate, it was not until 1987, both the boy's were allowed to go onto Factor 8, so after 14 years of searching, all the hospitals in N Z, and then all the place's in Australia we could think of, I found out it was York Hill Hospital in 1999.

I had not been long back in N Z from the U K when my wife came into Wellington Hospital with me and GRO-A, for GRO-A's check-up, I was talking to our doctor about how and where GRO-A got infected with HIV our doctor said to me " What I don't understand is GRO-A and GRO-A did not get Factor 8 until 1987, and yet GRO-A was diagnosed in 1985, It was then my wife said to both the doctor and myself, " I think it was Factor 8 GRO-A was given at York Hill, so I wrote to York Hill Hospital at first they tried to give me the run around, but because we kept our records, they then decided to accepted responsibility, but not liability.

I was then put onto a trust called The Macfarlane Trust, they are in London, from their GRO-A was given a couple of large sums, I also got GRO-A an Exgracia payment from a Pharmacutical company in USA.

I am trying to get some personal compensation from York Hill, because they held back the information of the contaminated blood at the time in question.

If Stephen needs any further information, I will give it to him. with many thanks for your help GRO-A (GRO-A).

GRO-A

Detective Inspector
Stephen Heath
Strathclyde Police

Dear Sir

I received an email from Carol Grayson asking me to tell you how my son was infected with hep c, so I will take you back to 1980.

I arrived in Glasgow very late July 1980, with my family from New Zealand. My wife GRO-A, oldest son GRO-A 7 years at the time, youngest son GRO-A 5 years and daughter GRO-A 3 years.

Both my sons are Haemophiliacs. Sometime in early August GRO-A had a bleed, so we went to York Hill Hospital. That was where GRO-A was given factor eight, before then he and GRO-A always had Cryoprecipitate.

It was not until nearly 16 years of my searching in 1999, I traced the fault to York Hill Hospital.

Do you have the power to ask the hospital to give you GRO-A's records with my permission in writing, or do you need to get GRO-A to write to the hospital? The medical directors' name is MPG Jamieson.

I will drop Mr Jamieson a note requesting him to give you GRO-A s records and we can see what he needs to make this happen.

I have a question for you, Can I lay charges against the hospital for withholding information from me? For example, the hospital knew they had contaminated blood go through their hospital very early 1980's and they never contacted me or my doctor, or my hospital here in New Zealand.

Before GRO-A was given any treatment at York Hill, I had to prove to them that all the information I gave them was true and I did so by giving them a letter from our hospital in Wellington, New Zealand.

Sincerely

GRO-A

Tuesday 1st April 2003

GRO-C

Tel GRO-C
Email: kunming@ GRO-C

RE INFORMATION ON THE GRO-A CASE PLUS HEP C CHRONOLOGY

Dear DS Heath,

I have enclosed copies of some correspondence with regard to the case of GRO-A who was infected with HIV and hepatitis C after allegedly receiving contaminated blood products from Armour Plasma Company at York Hill Hospital Glasgow. (I would imagine other haemophiliacs got some of the same batch numbers as GRO-A) I have permission from GRO-A to send these letters to you. I phoned him again a few days ago and he is writing a summary to e-mail to you. His e-mail address is GRO-A and his phone number is New Zealand Tel GRO-A

GRO-A contacted me about three years ago in my role as a campaigner in an effort to trace back his son's infection. He came from New Zealand to visit me and I was able to assist him in obtaining the HIV Government ex-gratia payment from the Macfarlane Trust for GRO- plus advise him on how to access medical records, information on blood products etc. I suggested he used some of the information I gave him on plasma company safety violations, donor sourcing etc to directly pressurise the plasma company to pay out, which they did although the company did not admit liability. These companies are very tough, and in my experience don't pay out unless they haven't got a leg to stand on. This appears to be one of those cases.

I have enclosed a chronology of hep C with questions that need to be answered. Our solicitor has a copy and Scott Donovan QC asked me for a copy to help him with the legal case of a haemophiliac with hepatitis C. I have been actively campaigning for 10 years and have thousands of pages of documents including some confidential Government documents, plasma company documents, old U.S. plasma ads from gay mags, videos, a large assortment of information/evidence of all description.

I am self-funded (out of our state benefits), as the only funding that would be available to me would compromise my independent voice and my credibility. I have had approaches from a plasma company to get me on their side (promote their products etc) but I have told them that there isn't a price high enough that would buy me off (and shut me up), although my bank manager would probably encourage me to think twice about my moral stance.

There is no point at this present time in sending you lots of documents. If you think at some stage you can progress with an inquiry then you have our address and you are welcome to view our documents. We can talk you through some of the information/evidence and give you an idea of the politics surrounding blood contamination. Take care with most professionals, doctors, politicians, solicitors, national Haemophilia Society, as there are many people currently doing their own damage limitation exercise who will sell you the line that all this contamination was "an unavoidable accident" and "the benefits of the treatment outweighed the risks"! The companies are generous with funding which discourages professionals from upsetting them. Thankfully other countries have proven legally and through criminal cases that the line of an "unavoidable accident" is not the case. However to date we have had no such joy in the UK. (In Canada there have been recent charges against Armour after a lengthy investigation by the RCMP. I believe the contact name I was given was Sgt McAlpine.)

I am currently waiting for a copy of a documentary from the U.S. which the maker has yet to have screened, largely because it looks at past prison plasma collection for factor concentrates, including Cummins Unit, Arkansas, once run by Clinton's campaign finance chairman Leonard Dunn, need I say more! There used to be a lot of plasma collected from prisons to make factor VIII, Cutter and Baxter (plasma companies) used prisons such as Arizona, Louisiana State Penitentiary etc.

The U. S. companies that exported to the UK pre heat-treatment (1985) when the majority of haemophiliacs were infected with HIV/hepatitis C were Baxter, Cutter (now part of Bayer), Alpha and Armour, (some changed names but are the same people). Newcastle (where we live) used all four companies over the years. I know that Scotland obviously used Armour. You will notice that the whitewash of a Government report in Scotland did not even look at the use of U.S. products.

Until recently many Scottish haemophiliacs did not even realise that they some haemophiliacs had had U.S. products, as the belief was that Scotland was self-sufficient in blood products. I tried to tell them at the time of Susan Deacon's hepatitis C inquiry that the inquiry timelines were too narrow to produce much in the way of negligence but everyone got sucked in to the period where it is claimed that blood was heat-treated at the incorrect temperature to the exclusion of everything else. Anyone who had received U.S. products would almost certainly have been infected with hepatitis C on the balance of probability from their first shot of imported factor concentrate. (The plasma pool sizes were about 20,000 donors compared to a handful of donors for cryoprecipitate.) A haemophiliac taking treatment three times a week was potentially exposed to the viruses of 60,000 (often high-risk) donors plus their sexual partners.

The Scottish haemophiliacs should have access to many of the Scottish documents and have information on Scottish blood products. (I have some Scottish documents.) I am familiar with the U.S. plasma company side of the contamination.

If you access the Newcastle Journal website and key in "haemophilia" you will get about 43 related articles which we did with journalist Louella Houldcroft. We have also had recent articles in the Guardian, (James Meikle), Express, (Lucy Johnston) Private Eye (Heather Mills) etc.

I try to assist as many people as I can all over the world with regard to this subject. Lots of individuals use my information/documents, yet in England all avenues to justice appear to be closed down, do you have any thoughts/ideas on what we can do this side of the border? There may well be a financial pay-out from the U.S. which will no doubt keep some haemophiliacs sweet but wha GRO-A and I want more than anything is for people to be held to account for their actions. It is soul destroying to be denied justice.

You obviously picked up that GRO-A is pretty pissed off to say the least. He is in very poor health now, his mother is GRO-A, and he is totally frustrated that nothing much is happening in England with regard to these issues and that we are continually blocked. As you are aware even the legal representation has been problematic. He gets annoyed because we have given up a decade of our lives to collect evidence and campaign, put ourselves in the firing line by going public and yet we seem the last people to be able to get anywhere. I was unwell for a few days myself which is rare for me but I had to rely on GRO-A helping me out with practical jobs such as the phocopying and where at one time he had the energy to help now he is exhausted and in constant pain.

I will try to be of assistance to you where I can.

Yours sincerely

GRO-C

Carol Grayson (Haemophilia Action UK)

GRO-C

GRO-A

GRO-A
New Zealand
Phone GRO-A
Fax
GRO-A

29 January 2001

Dear Paul,

To follow up on our brief phone call, and my previous fax I would like to say what's on my mind as a fair settlement with Lory.
I will tell you what happened in the UK, and by that I mean England, Scotland, and Wales, the British Government accepted a responsibility to the Haemophiliacs that where contaminated with HIV through blood transfusions, so in 1990 they set up a trust called The MacFarlane Trust.
At first they gave the Haemophiliacs 20,000 pounds, after a while the Haemophilia Society's made a big fuss to the Government, complaining that that payment was an insult, so the government agreed to give them a further 23,500 pounds +300 pounds a month for the rest of their lives, + 300 pounds a month to their next of kin for two years after their death, but they had to sign a waver that they would not make any further claims against the Government or any of there departments. At this stage the Haemophiliacs thought the claim was for H.I.V. only
Every Haemophiliac in the UK signed the waver, not knowing about the co- infected Hep C, as I said that was back in 1990, it was not until 1994, and up to 1996 the Haemophiliacs found at the time the Government asked for the waver to be signed they the Government knew that Hep C was a problem.
As I have told you before, I am in full contact with a family in Newcastle England who are at this very moment challenging the Government in court to have the waver thrown out, and when I was over there I went to see the Haemophilia lawyer whom represents the Scottish Society's.
Because we did not know about all that I have just explained at that time, GRO-A has a very strong case for a couple reasons, GRO-A did not sign a waver, and he only had three treatments at the one Hospital.
So I asked the lawyer how much could we be up for if we took on the Hospital, he said no change from at least 40,000 pounds, but did add that he would apply for Legal Aid for us, and that is where we are for now.
The lawyer's name, and address is as follows, David Gordon of Hasties Barristers & Solicitors 19 Woodside Place Glasgow G3-7QL Scotland UK.
In Ireland, Canada, they had public inquiries, and have had settlements of over 350,000

GRO-C

04/07/ 2000.

Carol Grayson,
GRO-C
England.

Tel: GRO-C
e-mail- kunming@ GRO-C

Dear GRO-A

Your letter was passed on to me by Babs Evans of the UK haemophilia Society. I was very sad and angry to hear that your two sons have been infected, GRO-A with HIV and hepatitis C and GRO-A with hepatitis C.

My name is Carol and my longstanding GRO-A who is 42 years old and has Severe Haemophilia A, he is infected with HIV, and hepatitis B and C through contaminated blood products. He did have a younger brother GRO-A also a haemophiliac who died of AIDs in 1986 age 20. We have one son GRO-A who is 16 and fortunately was not infected with any virus.

I am a very active campaigner in England and have set up a campaign group called the 2/2 Campaign, (A Second Campaign For A Second Injustice) to highlight the problem of hepatitis C. Our aims are to fight for a public inquiry into how haemophiliacs became infected with both HIV and hepatitis C, access to the safest treatment 2nd generation recombinant and the best treatment for hep C, and financial recompense. I feel very strongly that governments and blood companies should be made responsible for the appalling practices with regard to blood collection and lack of safety/ quality control measures in the 1970s and 1980s which led to so many being needlessly infected. I don't know how this is reported in New Zealand but the media here, politicians, pharmaceutical companies and to some extent our own Haemophilia Society like to portray the situation as an unavoidable tragedy, NEVER BELIEVE THIS. Internationally there is much evidence now to show gross neglect and dangerous practice at all levels from the blood companies to individual hospitals. I will try to help you with information. I don't like to give advice but perhaps I can steer you in the right direction towards getting some answers to your questions.

In order that you have some background to the history of what happened in the UK and how the HIV settlement came about can I first suggest that you read the articles marked in the photocopies of Birchgrove magazine? If you could read "The Tale Of A divided Campaign" (page 4) first this should help you to see the picture in the UK and to realise exactly what we are up against in our fight for justice! Page 1 gives some information on what we are trying to achieve. I would suggest you also read a book called "Blood. An epic history of medicine and commerce." Written by Douglas Starr. Published 1998. ISBN Number: 0 316 91146 1 Available on the Internet from Amazon Books for around 16 Dollars US. This gives an excellent picture of the blood trade and how haemophiliacs came to be infected internationally. Look especially at the chapter "wildcat days". Information is power" as they say and when politicians realise that we know the truth about how people came to be infected it gives us more bargaining power.

GRO-C

With regard to your own situation if you have proof that one of your sons received treatment in Scotland then you should be eligible for financial recompense for HIV only (at present) if you have not already received any. The Trust set up for haemophiliacs infected with HIV is the Macfarlane Trust, Alliance House, 12 Caxton Street London SW1H OQS and the administrator is Ann Hithersay. If you don't have the documentary evidence you may be able to access GRO-A's medical records and treatment cards showing the blood products he received by writing to the Medical Records Department of the hospital(s) concerned. We have just done this obtaining photocopies of Peter's plasma/cryoprecipitate treatment cards from 1977 to 1994. Not all hospitals have kept cards going back that far but they should still have the medical notes. They may charge for photocopies and they are not legally obliged to give you access to notes/cards prior to 1991. If you explain your circumstances and how far away you live they may just waiver the fee, (worth a try). A solicitors letter might help if you don't get anywhere yourself. I have enclosed a sample copy of the type of cards used in Newcastle and the information recorded.

Pete has just been granted legal aid against the Department Of Health (England) to try to overturn the hepatitis waiver and if we are successful we can THEN try to litigate but it will be extremely difficult. I am not aware of any haemophiliacs successfully suing privately as yet. The problem as you can imagine as with HIV in the 1980s was that most haemophiliacs had taken that many different types of plasma no-one could pinpoint which batch infection came from and The Department Of Health knew that. Unfortunately cases who have tried to take action (those with hep C only) have not had their legal aid renewed so at present they can't continue with their cases.

Recently Scotland became independent from England in that it now has its own Scottish Parliament. All is not doom and gloom. I am pleased to be able to tell you that just last week Susan Deacon the Minister For Health (Scotland) has ordered a report into how people in Scotland became infected with hepatitis C. (see attachment) and a Scottish MP Dorothy Grace Elder called for compensation. (Re Skid-row blood.) I immediately wrote to both offering information and assistance (see letter attached.) We are rather relying on the scandal element to shame them into doing something at the moment or parity with S.Ireland through the European Court Of Human Rights as both countries are in the EEC. I would suggest you write yourselves to the above people (addresses attached) as the more information they have on infected haemophiliacs the better and you can register your case on paper for future reference. I would explain your circumstances and ask them to support you in fighting for a FULL PUBLIC INQUIRY AND FINANCIAL RECOMPENSE FOR HCV. If you have a Government representative in New Zealand who may be prepared to write a letter supporting you this might also add weight.

At present there is an inquiry called the Lindsay Tribunal ongoing in Southern Ireland. (CLICK ON Irish times article enclosed, open it, save to floppy disc and you can click on each day on BREAKING NEWS.) This Tribunal will help as it will put further pressure on England, Scotland and Wales. S. Ireland has already compensated ALL haemophiliacs with both HIV and hepatitis C. I don't know what products your son may have been exposed to in Scotland. In England much of the infection appears to have come from factor concentrates imported from the United States, a lot more than from home produced plasma. This is because in the 1970s and 1980s the American plasma companies bought blood from prison units (hepatitis rates 12 times higher than the general population), "skid-row" donors, the third world (including Zaire, epicentre of AIDs) where it was often not screened properly, and even blood from cadavers sold as from live donors, illegal and immoral. CHECK –OUT freerepublic.combloodtrail lots of info from Canada, America.

I will keep in touch and e-mail relevant info on Scotland as I receive it. I would be interested in any info about the situation regarding HIV/hep C infected haemophiliacs in New Zealand and where your haemophiliacs got their plasma from in the 1970s and 1980s. You are welcome to give my mail address and e-mail to haemophiliacs/campaigners in your country. I will be on holiday from 13th July until 25th July so won't be able to contact anyone between those dates. My best wishes to you all, (would like to see a photo of your boys sometime). GOOD LUCK [redacted] and I will help in any way we can, however we are just ordinary people campaigning from home for haemophiliacs. We send you warm greetings from a cold [redacted] Take care. Kind Regards.

Carol Grayson [redacted]

PS The first hepatitis C tests in England weren't used until 1991 although a less reliable test was available in 1989 but was never used. Most haemophiliacs weren't tested here for hep C until 1994! I was interested to read that you thought [redacted] was tested for hep C in 1985. Was it a proper hep C test or just a raised liver function test suggesting non-A, non-B as hep C was then known? Also do you know his genotype as this sometimes indicates from which part of the world the blood might have come.

* This is what we were told we knew in 2000. We now know this is incorrect as haemophiliacs were tested without permission much earlier

Division/Department

OPERATIONAL PLANNING
'U' DIVISION

Tel No: 01563 - 505138/505130 702 5138/5130

Fax No: 01563 – 505016 702 5016

Address

10 St Marnock Street
Kilmarnock Scotland
KA1 1TJ

STRATHCLYDE POLICE

GRO-A

From: Detective Superintendent Stephen Heath

To: Mr. GRO-A

Date:

Pages: 2 (including this page)

Message:

Mr GRO-A

Could You Read The Attached And By Return Fax To The Above No

UK GRO-C

Question

1) Is GRO-A A Mild Haemophiliac?

2) Is This An Accurate Brief Synopsis Of The Situation?

All I Am Doing Just Now Is A Brief Overview Of Some Scottish Related Cases. If I Am Instructed To Undertake A Full Investigation I Will Examine Matters In Much Greater Depth.

I Thank You In Advance For Your Response.

GRO-C

3.00PM 9 April 2003

EXAMPLES OF INDIVIDUAL SCOTTISH CASES

Case A

GRO-A resides in New Zealand. In July 1980 then 7 years of age, he was on holiday in Scotland with his family.

He was a mild haemophiliac and had always been treated with Cryoprecipitate. In early August 1980 he suffered a "bleed" and was taken by his father to Yorkhill Hospital, Glasgow. His "bleed" was treated by the use of Factor 8 commercial products. This was the one and only time he has received Factor 8.

Some months later having returned to New Zealand it was discovered GRO-A had contracted HIV and Hepatitis C. It is the reporting officer's understanding that he was the first case of HIV to be discovered in New Zealand.

Following 19 years of enquiry and investigation throughout the world by his father it has been established that he was infected at Yorkhill Hospital. His father has batch numbers of the product which came from the Armour Plasma Company, USA.

He has been offered a high six figure dollar sum in settlement with no acceptance of liability.

Mr GRO-A indicates he has evidence that Yorkhill Hospital were aware in early 1980 that contaminated blood products had been purchased by them. He feels strongly that his son was unnecessarily contaminated and should have been informed of Yorkhill's awareness of their possession of such blood products.

It may be the case that others treated with the same batch numbers have suffered similar problems.