

From: **Richard Denton** xxxxxxxxxxxx@xxxx.com
Date: 14 February 2011 18:48
Subject: Subject: Richard Denton: Section 7 (1) of the Data Protection Act (Subject Access Request)
To: "diana.rolls" <diana.rolls@south.cwea.co.uk>

Dear Mr. Annells,

Section 7 (1) of the Data Protection Act (Subject Access Request)

I acknowledge receipt of your letter dated 10 February 2011.

There is so much false and/or inaccurate information that it is difficult to know where to start.

For the time being, I will confine my comments to the fundamentally important issue. The provenance of the so-called "Lettings Agreement".

The assertion that I dictated the wording of the agreement to John Munday is completely false. No such telephone conversation ever took place. I had no involvement in the drafting of that hopelessly flawed document, which was the cause of my "terrible ordeal". This invention is at odds with what was stated by Mr Russell Mitten in his letter of 4 November 2010, namely that "Mr ██████ asked us to type up on plain paper an agreement between both parties for him to take possession of the property." Mr Mitten put this in writing as the result of his investigation, after obtaining a written statement from Christian Wicks. Two completely different stories.

Although the text of the agreement is brief, it would still have taken sometime to be read out by me and accurately typed by Mr Munday. It is not a telephone conversation of the kind which one would forget or have a false memory of its actual occurrence. Legal agreements are not normally read out and transcribed over the telephone. That would be an exceptional occurrence. I would have needed to draft it first. That never happened and no such telephone conversation ever took place. As Mr Munday will be aware, if indeed he has made such an assertion as you claim, it is a total despicable falsehood.

I trust that you will inform Mr Monday of my response and ask him whether he wishes to retract his claim in the light of what I have had to say. Is he prepared to make this claim in a sworn affidavit? In other words, is he prepared to commit perjury, a criminal offence, which could land him in prison?

Turning to the subject matter of this communication, I formally request that you please send me the information to which I am entitled under section 7 (1) of the Data Protection Act 1998 in relation to my dealings with Countrywide Plc and any subsidiary thereof, including Carsons Estate Agency.

Please supply all documents, agreements, drafts, reports, statements, emails, agreements, communications, correspondence, records, transcripts, receipts, legal advice, and any other information held by Countrywide Plc or any subsidiary thereof, containing my name or reference to me.

These matters were apparently deemed of sufficient importance to obtain a written statement from Mr Wicks as part of the first investigation. I therefore assume that a written statement has also been obtained from Mr Munday as part of the second investigation. All written statements and/or related records, and/or related transcripts, including any statements obtained from Mr Wicks and Mr Munday, must be supplied.

Can you kindly ensure that I can identify where any information has been redacted. Please use heavy black lines denoting redaction, not just white spaces. Without such indication, it can be impossible to identify for certain when redaction has taken place, for example at the end of a line of print (where the print margins are not justified) or at the end of a sentence, if there are just blank spaces indistinguishable from the non printed background.

I trust that all involved staff are aware that a number of criminal offences were created under the Data Protection Act. It includes deliberately withholding or destroying information covered by the Act.

I have already been in contact with the Information Commissioners Office and established that no information can be withheld on the basis of it being legally privileged, as no litigation is in progress. Please supply any relevant legal advice, whether obtained internally, or from a third party.

If you need further information from me, or a fee, please let me know as soon as possible.

If you do not handle such requests for your organisation, please pass this email to your Data Protection Officer or other appropriate officer.

This application is also being send by Royal Mail using proof of delivery service.

I may send a more detailed response to your letter pointing out the litany of inaccurate information, or may decide to await the information to which I am legally entitled.

Yours sincerely
Richard Denton