Hannibal & Mountford: Criminal Litigation 2019-2020
Case Study 3: R v Roger Martin

DOCUMENT 11 - LETTER TO THE CPS

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Crown Prosecution Service
Queen’s Chambers,
Blackburn Street,
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LY3 2BE

Date: 14/1
Ref: RJ/EK

Dear Sirs,

Re: Roger Martin
Dangerous driving/common assault
Date of First Appearance- 23rd January -Lyme Magistrates’ Court

We are in receipt of Initial Disclosure of the Prosecution’s Case in this matter and have had the opportunity to consider the evidence.

Our client is prepared to plead guilty to the offences of common assault and failing to stop and report after an accident. Whilst our client would be prepared to plead guilty to an offence of careless and inconsiderate driving arising out of the accident on the 20th December, he would strongly contest the more serious allegation of dangerous driving. Having regard to the evidence in relation to this charge and having regard to your charging standards, we invite you to consider whether an offence of careless driving could in fact be substituted as an alternative to the charge of dangerous driving. If it can, our client would be in a position to enter guilty pleas at court on the 7th February. If it cannot, we will be advising our client to indicate a not guilty plea to the offence of dangerous driving.

We look forward to hearing from you as soon as possible.

Yours faithfully,

R James