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From : MarkZ
To : AD_ward9
Date : 2007-10-10 14:30
Title : Re: Avoiding sharks

Alex,

As much as I can discuss at this point for obvious reasons is that the case is Stephanie B. Barrett v Ambient Pressure Diving, Ltd. et al Civil Action Number 06-CV-240-PB filed in the US District court for the District of New Hampshire.

To date all 15 people being deposed including both directly and indirectly involved have stated informally that it was diver error and he did not turn his unit on amongst other significant oversights. Passed in 30 feet of water. To the best of my knowledge the unit was checked by an highly respected independent source and found to be in proper working order.

I would doubt that you have been contacted especially under the conditions you impose. To date I have been told the attorneys for the estate have not been able to find a single "expert" who will substantiate their position.

Off the record the general feelings are that if the estates attorney would have done homework before filing instead of after the equipment portions would have not been at issue.

Mark

Which fatal accident is involved with the legal problems just now?

When we are contacted, the first condition on us providing any information is that those who are not involved such as the maker of the O2 sensor etc, are not acted against. I am interested if a lawyer has gone against that: it may well be one where we declined to be involved, or have not been contacted, but I am suspicious it is one US case that has had legal life breathed into recently.

When a lawyer asks for our help, and our report shows it is a user problem, then their letters stating they are not proceeding against people are out and they can't then go back on it.

Alex[/quote]