



DLA Piper UK LLP
1 St Paul's Place
Sheffield
S1 2JX
United Kingdom
DX: 708580 Sheffield 10
T: +44 (0) 20 7349 0296
F: +44 (0) 114 270 0568 or +44 (0)
114 273 8948
dlapiper.com

The Court of Appeal (Civil Division)

Civil Appeals Office
Room E307
Royal Courts of Justice
Strand
London
WC2A 2LL

Your reference

Our reference

LNH/LNH/366530/239
UKM/123413037.1

By CE-File and by Email: civilappeals.cmsA@justice.gov.uk 19 December 2022

Dear Sir/Madam

COURT OF APPEAL REFERENCES: CA-2022-001066 AND CA-2022-001105

APPELLANT: NATIONAL HIGHWAYS LIMITED

**RESPONDENTS: (1) PERSONS UNKNOWN AND (2) MR ALEXANDER
RODGER AND 132 OTHERS**

We refer to the above matter in which we are instructed by the Appellant.

On 14 December 2022, we filed an application on behalf of the Appellant requesting the Court's permission to: (i) file a supplementary bundle which is in excess of 350 pages; and (ii) rely on unagreed core and supplementary hearing bundles.

As set out at paragraph 9 of the Witness Statement of Laura Higson dated 14 December 2022 filed in support of the Application, the Appellant can now confirm to the Court that as at 17:00 on 19 December 2022, none of the Respondents have agreed the contents of the core and supplementary appeal bundles, nor have they notified the Appellant of any documents that they consider should be included in, or removed from the bundles as directed by the Court in the Listing Window Notification Letter.

Accordingly, the Appellant should be grateful if the Court could urgently consider the Application and would respectfully request that:

- (i) the Application be determined on or before 21 December 2022; or
- (ii) if it is not possible for the Court to determine the Application on or before 21 December 2022, an extension of 7 days to the deadline to file and serve the appeal bundles is granted to 12 January 2023 to allow sufficient time for the Court to consider the Application and for NHL to address preparation and service of the bundles.

We confirm that a copy of the Application has been sent to all Respondents, and that a copy of this letter will also be copied to the Respondents in accordance with the terms of the Order of Whipple LJ dated 8 November 2022

DLA Piper UK LLP is authorised and regulated by the Solicitors Regulation Authority.

DLA Piper UK LLP is a limited liability partnership registered in England and Wales (registered number OC307847) which is part of DLA Piper, a global law firm, operating through various separate and distinct legal entities.

A list of members is open for inspection at its registered office and principal place of business, 160 Aldersgate Street, London, EC1A 4HT and at the address at the top of this letter. Partner denotes member of a limited liability partnership.

A list of offices and regulatory information can be found at dlapiper.com.

UK switchboard
+44 (0) 20 7349 0296

Yours faithfully



DLA Piper UK LLP

CC: the Respondents by the method of service set out in the Order of Whipple LJ dated 8 November 2022.