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MG15(T)

RECORD OF INTERVIEW

ROTI

URN

62CA1362913

Person interviewed: **KIRK, MAURICE JOHN**
Date of Birth: **12/03/1945**
Place of interview: **Cardiff Bay Police Station**
Date of interview: **Saturday 21st September 2013**

Police Exhibit No:

Number of Pages: **2**

Signature of interviewer/transcriber producing exhibit (click on pencil to sign)



Date

Time commenced: **18.10 hours**

Audio Tape Reference No: **C6203076
46**

Time concluded: **18.12 hours**

Visual Image Reference No:

Duration of **2 minutes**
interview:

Interviewer(s): **PC 5088 Young**

Other persons
present:

Tape Counter Time	Person speaking	Text
		Introduction
		Caution given, and understood
		Legal entitlements advised but declined
		<u>Circumstances of arrest:</u> Suspicion of Assault
		Procedure of Interview explained
	Def	Will you give me a copy to which I am entitled and that is the DVD
	5088	Yeah you can request the DVD
	Def	No I am entitled to have it upon release
	5088	Yeah ok we can sort that out
	Def	Well am I going to get it cos it depends whether I speak or not?
	5088	If you request it
	Def	Last time I was arrested I was promised and then have denied me, I have had two sets of lawyers in England and Wales asking both the police and the CPS for the past I think it's the past 2 arrests,

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
	Def	Someone who feared for my safety
	5088	Who's that?
	Def	Well you know who it is, why do you have to ask me again
	5088	So you attended there with someone?
	Def	I attended for the purpose of witnessing Rogan lying again, denying that they have my passport.
	5088	But did you actually attend the prison with anybody or were you on your own?
	Def	Yes
	5088	You attended who with?
	Def	The chap you know
	5088	You attended
	Def	You saw him there standing beside the door of the prison
	5088	I haven't been there ok
	Def	Oh wasn't it you?
	5088	No, no
	Def	Oh right
	5088	Ok
	Def	I am sorry
	5088	So your saying that your attended Cardiff Prison
	Def	Yes
	5088	With David Rogan?
	Def	No Rogan is the prison officer and I went there, they took my passport about a month ago
	5088	Did you go to the prison on your own today?
	Def	No
	5088	Who did you go with?
	Def	With a witness
6.39	5088	And who's that?

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
	Def	Well at this moment in time, I am not sure I will subject him to this sort of treatment. I am experienced in it, I am not allowing somebody who worries for my life, worries for fear of my safety, who volunteered to come along
	5088	Ok so he was present there today?
	Def	Yes
	5088	Ok and you're not willing to give me at the moment his details to assist me?
	Def	Not without his permission
	5088	And why did you go there?
	Def	Because the recorder of Cardiff put it across to the CPS in words of sign language or based on experience that I pick up when I look at somebody to see if they're telling a lie or telling the truth, or helping or obstructing law, the law of the land. The lady knew, her ladyship knew, that for some weeks I had been trying to obtain my legal papers, my clothes and my passport from the prison and only because I went before her ladyship about a week ago, that I managed to get a police officer here, by the name of, I forget the name now, got it written down, I have a piece of paper, his name is PC Watts and he rang me yesterday saying that the prison now admit that they have the passport, but before that, I had visited the place twice to retrieve the passport, and each time the same man, Rogan, thought it very amusing through the glass to say that they did not have it, they did not have my legal papers, they did not have my clothes
	5088	Ok so you went there to retrieve your personal items?
	Def	And for no other purpose
	5088	Ok and who did you speak to at the prison?
8.52	Def	A Mr Rogan

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
	5088	Yeah anybody else?
	Def	I think not no
	5088	Ok when you went to the prison
	Def	Do you mean today on each occasion, I don't think I spoke to anybody else
	5088	No I am talking today, you approached the prison, is it the reception area or where did you go in the prison?
	Def	Yes reception area
	5088	Ok and who was on that reception area?
	Def	Rogan
	5088	Anybody else that you recognise?
	Def	Sorry no I've got that wrong, I went there, there was a white haired prison officer, and they went off to investigate my request, this is at 12.55, I decided I told him that if I didn't get my passport, there was likely to be a problem and I left it for about 20 minutes, I then rang Bridgend HQ Police, on the 22111 number, which is not the 999 number of course, I explained to somebody twice, two different people possibly, I then went back then roundabout half hour later, I rang the same number and I spoke to somebody called Chris I think and explained again, what happened then, well I asked for the police, I said I want the police here there's going to be a likely breach of the peace
	5088	Ok and where were you stood when you were making this call?
	Def	Standing outside the main where all the visitors to prisoners were gathering for
	5088	The main entrance was it?
	Def	Yes
	5088	Ok so you were on the phone and then what happened?
11.00	Def	I don't know if err, I went on down to the green grass where they'd

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
		was all very amusing, we weren't there alone you know they got a video right above our heads, a man operating the door, and they're looking out the little window out the top
	5088	So you've placed your hand on him yeah, did you place your hand on his right shoulder, and left wrist?
	Def	I can't remember which side
	5088	Ok did he give you permission to do that?
	Def	I didn't ask for the permission
	5088	You didn't ask him for permission?
	Def	No
	5088	Ok I am going to show you a picture now AM1 which is a picture of the gentleman's wrist ok
	Def	His what?
	5088	His wrist area, there's his watch, this is his arm, it's like the inside of his arm, did you cause those injuries today while you placed your hands on this male?
	Def	I couldn't have done it on his shoulder
	5088	No this is on his arm I am showing you here
	Def	He got hold of my thumb and bent it round
	5088	Ok I am asking you, when you've
	Def	I couldn't have done that
	5088	You couldn't have done that
	Def	Well no when I had my hand on his shoulder, he caught hold of my thumb and he bent it round and this was, this was witnessed by a number of people, I can't see how that could've happened
	5088	'Cos he is saying to us in his statement that you've approached him and you've placed your hands on his right shoulder and his left wrist ok and you've caused those injuries
16.08	Def	I never touched his oh sorry you mean that's his

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
	5088	Which area did you go in?
	Def	The main door, the main sliding door where the vehicles go through
	5088	Ok were you allowed access into this area?
	Def	I wouldn't have a clue
	5088	Was there any sign up saying it was prohibited?
	Def	I was not there to read signs, I just heard this man lying to me again. That's the trouble, you have an inherent culture based on deceit, that is the problem around here
	5088	Did you attempt to make a citizen's arrest?
	Def	I didn't attempt
	5088	Or did you make a citizen's arrest?
	Def	I said, "where is the passport?" and he thought it was all very amusing so I placed my hand on his shoulder and I said, "I make a private person's arrest" which is the correct expression for that, lawful manoeuvre
	5088	And why were you making a private person's arrest?
	Def	Because he had knowingly, permanently deprived me of my passport
	5088	Why him?
	Def	Because he was the one that featured when I went back for the third occasion, he took it upon himself to deal with it
	5088	Did he have that, did you believe that he had that passport on him at that time, when you made that private person's arrest?
	Def	I have no idea. I asked "where is my passport?" Whether it was on him or not I don't know, I asked for the police to attend and they hadn't, so I arrested him
	5088	So you took it upon yourself to arrest him on that
14.32	Def	Well no one else was going to help, all the prison officers thought it

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	5088	You didn't ask him for permission?
	Def	No
	5088	Ok I am going to show you a picture now AM1 which is a picture of the gentleman's wrist ok
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	Def	I couldn't have done that
	5088	You couldn't have done that
	Def	Well no when I had my hand on his shoulder, he caught hold of my thumb and he bent it round and this was, this was witnessed by a number of people, I can't see how that could've happened
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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
	5088	Wrist
	Def	I never touched his hands, until he agh I see he must've used his left hand up to take yes that's right, yes he would've used his left hand to wrench my thumb back so it was like that yes that's right that would fit and he had pulled me down so, no hold it, so he went where are those marks on his wrist yeah so what's he got on his person that could've caused that
	5088	I'm asking you right, I am showing you a photograph, did you cause those injuries to his wrist
	Def	No he did, no because he was pulling my hand off his shoulder that way and I expect he's got buckles or he's got a badge or something cos it wouldn't have happened on the surface of cloth, there will be something on his shoulder unless he chose to do it afterwards and bashed it up against the wall in order to get a photograph taken, when was that photograph taken?
	5088	Afterwards when police have attended
	Def	Oh you mean the police took it?
	5088	Yeah at 14:20
	Def	Right so he had a long time to think about setting up a story déjà vu
	5088	So you're saying that you didn't cause that injury?
	Def	From what I can remember I couldn't have done, I can't rule it out because he, yes I think I can rule it out because I can't see how I could've done, I never put my hands on him other than on his shoulder
	5088	You've said that you've grabbed his shoulder
	Def	I didn't say I grabbed his shoulder, I put my hand on his shoulder, you are, I am making a private person's arrest
17.54	5088	Ok and you grabbed his shoulder yeah?

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Tape Counter Time	Person speaking	Text
	Def	I didn't grab, he started
	5088	You placed your hand on his shoulder
	Def	Yeah and then he, that's right he used his left hand
	5088	To pull your thumb away
	Def	Because I was like that, he then pulled me down
	5088	Did you place your hand anywhere else on his body?
	Def	I don't think I did
	5088	Ok 'cos he's saying in his statement that you've placed your hands on his right shoulder and left wrist did you?
	Def	No he caught hold of, he came up and caught my left wrist to pull it off
	5088	And did you approach him to make the arrest or did he come to you?
	Def	I can't we were standing so close together I don't know if anybody approached either I can't answer that one I am afraid, you got the video
	5088	Ok so you've walked up to him and made a private person's arrest
	Def	No, no you've just, so who says I walked up to him
	5088	No ok you've made a private person's arrest and placed your hand on his shoulder
	Def	Yes
	5088	Ok so you're close enough to him, at least an arm's length away
	Def	Yes like that yes
	5088	Ok so you can remember that, then what happened, he's peeled your hand from him?
	Def	That's a good way of putting it except it wasn't it was quite violent
	5088	Ok but would you say that were you holding him with force?
	Def	I can't say, I can't answer that, holding what
19.23	5088	Holding him with force

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
	Def	Oh I would've, I would've resisted my hand being taken off yes
	5088	And why would that be?
	Def	Because he was under arrest
	5088	And then what happened?
	Def	Can't remember
	5088	You can remember quite a lot but its just on the
	Def	Well chivvy me on an I might remember, what does he say I did and I can say yes or no well not always but I mean I can
	5088	He said you've walked away from him
	Def	Yes I did yes
	5088	'Cos he's broken free from you and then you've walked away and made a call to the police
	Def	I went up the far end of the place and I found, did I
	5088	Yeah
	Def	Good so the time that I phoned, that would be the third time I phoned the police
	5088	Yeah
	Def	I'd forgotten, I don't even remember doing that. I was quite shocked with the pain that he caused but I actually...
	5088	Pain he's caused you?
	Def	Oh yes
	5088	Where has he caused you pain?
	Def	Well in my thumb, its standard way in your training well you know that its part of your training
	5088	Did you believe you had lawful reason to put hand on him
	Def	Yes of course I did or I wouldn't have done it
	5088	Ok, did he give you permission to put your hands on him?
	Def	You asked me that before
20.48	5088	I am asking you again?

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
	Def	Well whatever the answer was before
	5088	Did he give you permission to...
	Def	I don't remember him saying anything of that nature, I can't remember phoning a third time, I expect I've phoned and asked for the police did I, yeah, yeah
	5088	Was Mr Rogan abusive or violent towards you?
	Def	Yes, yes
	5088	How?
	Def	We'll save that one for court I think
	5088	Was this before you made the private person's arrest?
	Def	Oh yes and on the first time I went there on the Sunday about two or three weeks ago, it's a reason for taking witnesses
	5088	Did you want to hurt him?
	Def	I wanted my passport back. I am due to be a long way away today. I'd had permission from the judge to be allowed to leave the country which I find really quite interesting, I am not allowed to cross the Taff to the West it makes a whole new different meaning to the crossing of the Rubicon but I am allowed to have my passport and I repeated that information to her only about a week ago and it's only because I was in court that the police volunteered and phoned me yesterday to say its going to the prison, I suggest you go down there and get it but you've got Mr Watts on the premises he'll confirm that the police sent me to the prison to get my passport. I said, "no you should get it or they should bring it to the police" because I'd made a complaint, I'd gone into the police station what was that a week ago trying to make a statement of complaint that my legal papers were stolen by the prison, my coat and I think my shirt and my bow tie and my passport and the police as usual refused to take statements of complaint from me just like

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
		they won't give me DVD
23.00	5088	What grounds do you believe you had to make a private person's arrest and place your hand on Mr Rogan?
	Def	Because he had knowingly withheld important property knowing that the courts had already made clear to the police and prison that I was entitled to have my passport back without further delay
	5088	Placing your hands on him do you think it was proportionate...
	Def	Of course it was, alright then give me a good idea on what I should've done?
	5088	I am asking you, do you believe it was proportionate?
	Def	I had exhausted all reasonable means. If I'd been in a civilised area of Great Britain somebody would've made sure that that passport was available, when I left the prison for the first time, when I went back the second time and when I went back the third time and when I got back, there were four occasions
	5088	So tell me this, when people are released from prison yeah, they are given their property back, why...
	Def	But not with me they aren't
	5088	Why did they not release it?
	Def	Interesting because when I was arrested today out came 006 and they were carrying my legal papers that I had in my cell that they would not let me take from my cell on C Wing, C313 they wouldn't let me go from here to that door, four paces to get, they went in themselves they went through the drawers and they could see all my legal papers all laid out across the bed ready to be taken and one was a black box and you've got it out there the black box, there'll be some legal papers in there, I still don't know what they're withholding
24.50	5088	So why did this gentleman why do you believe that he had it not

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Tape Counter Time	Person speaking	Text
		the prison?
	Def	Because the police what do you mean he was the prison
	5088	So why Rogan, he is a prison worker yeah and not the prison has your belongings, so why would you arrest...
	Def	Because he told me the prison didn't have it
	5088	But...
	Def	He told me on two previous occasions the prison didn't have it and then I raised it with the judge, her ladyship Ellery Rees recorder of Cardiff and following that I suspect caused a PC Officer who's here today, to ring me yesterday to say you're to go to the prison and they'll give it back
	5088	Yeah but why do you believe...
	Def	I wouldn't have dreamt of going, I was there on my own and this person rang me just as I was arriving at the prison. He said you mustn't go near that place without a witness. I said, "look I don't want you dragged into any of this"
	5088	Listen to me now
	Def	"Dragged into too much" don't interrupt me when I'm speaking isn't that what you said at the beginning
	5088	But, I am trying to keep on point ok
	Def	Its extremely relevant. I was sent to the prison purely to get you to drum up another false imprisonment, another false allegation
	5088	Ok
	Def	You and the prison staff you all think it's a big game and the more convictions you can get on Maurice Kirk the quickest way up your Masonic Lodge roll up trouser brigade or your promotion in the police force
	5088	To be honest Maurice I've never met you before
26.19	Def	You don't have to be honest you're a Police Officer in South Wales

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
		Police so please don't insult my intelligence by using that ridiculous expression and you as a police officer ought to know better, it belittles your position and the uniform you wear
	5088	Ok, did the police officer that spoke to you yesterday to say to you that the prison has your belongings tell you not to go there on the weekend because it's only open Monday to Friday?
	Def	No he didn't
	5088	Didn't?
	Def	No
	5088	Right ok
	Def	Meaning what
	5088	Meaning that you could go and collect your belongings which the prison had
	Def	But I'd been there
	5088	Listen, don't interrupt me, did the police officer tell you that the prison had your belongings
	Def	Yes
	5088	But you couldn't go to collect them on the weekend?
	Def	No he didn't
	5088	He didn't?
	Def	No, it might've been I am not blaming him for that, but I been there during the week day with the same man that witnessed the assault on me today, and he went there and he wrote on my website what he witnessed he's written it down on a piece of paper I have it up on my blog Kirkflyingvet.com and Rogan is the ring leader of this complaint for which I've been complaining and then the senior officer comes out with a bag of my legal papers. How come they were prepared to hand those over all of a sudden because you'd set up another arrest

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
27.47	5088	No I've not set up anything ok in fact you called us ok
	Def	Sorry
	5088	In fact you called us
	Def	I called you several times
	5088	In relation to this now are you willing to give me the details of your witness in relation
	Def	Not without his permission
	5088	Ok
	Def	Why should a member of the public be intimidated by you lot because I've caused it
	3119	Mr Kirk, Mr Kirk, it seems to me that you've got a lot of anger towards Mr Rogan would you say that is a fair assumption?
	Def	No
	3119	No ok
	Def	Its very simple, its very simple, he was lying on the first day, he was lying on the next occasion but this time he came out to goad me,
	3119	So he's goaded you, how does that make you feel?
	Def	What are you talking about?
	3119	How does it make you feel that he goaded you?
	Def	Well I knew what he was trying to do
	3119	But how did it make you feel?
	Def	You know he's trying to get any victim to lose their temper, come on I wasn't born yesterday
	3119	So how did it make you feel?
	Def	I just realised that I needed a witness and I was going to ask him for the fourth time and he was not going to assist in retrieving my, he'd already lied to me on previous occasions so I arrested him, what else did I have left in the alternative, your answer earlier was

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
		write to the HQ, I'd already rung the HQ on purpose in advance of what you were going to say
29.06	3119	Oh I can't answer for them can I, so I'll ask you
	Def	So why did you say that the only way I am going to get any records out of here
	3119	Cos that is the way, simple as
	Def	I've never had to do it
	3119	Don't we still have this conversation this is getting boring now isn't it
	Def	Well because you
	3119	Its getting boring because you know already how to get the DVD
	Def	You can't stand corn can you
	3119	So now I am asking you alright, you rang police and said there's likely to be a problem, well what problem would that be?
	Def	I said a breach of the peace
	3119	Why would there be a breach of the peace?
	Def	Because there was somebody lying to a previous prisoner about a passport that the police had sent me to go and get that was a problem for the poor old chap Watts who was trying to assist
	3119	So do you think it's a police issue
	Def	Of course it is, it's theft
	3119	To retrieve your passport
	Def	Theft
	3119	Or could it be a civil matter whereby the prison hasn't released the passport for whatever reasons you and I don't know
	Def	Hang on here, hang on, her ladyship the Recorder of Cardiff no less calls the police, your police records will show that a senior officer instructed Watts and he'll be saying that on cross examination at some future occasion if the matter arises

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
30.23	3119	Ok fair enough one other thing well a couple of other things, private person's arrest, I've never heard of that one before
	Def	No because your...
	3119	So can you tell me that acting section of what law that is?
	Def	You've this is the sad thing about it, you
	3119	Do you know what acting section it is?
	Def	You are interviewing somebody and you don't even know common law, you don't even know the rule of law because just around here, the Cardiff Cabal
	3119	I'm sorry I'm failing to understand what acting section is private person's arrest
	Def	Have disrespect for the rule of law
	3119	What is private person's arrest, what is the acting section?
	Def	Am I here to give you an education of what you should've had
	3119	Well clearly not 'cos you don't know what it is do you, so my last question to you is, is there anything...
	Def	What did you just say?
	3119	Is there anything...
	Def	No I am a little deaf,
	3119	Are you,
	Def	What did you say about me?
	3119	I just clearly you don't know the acting section of a private person's arrest is that right? Is that right, ok is there anything that we should we know about that may have contributed to your behaviour today?
	Def	I witnessed somebody who had been a party to the theft
	3119	Did you understand my question?
	Def	I was being permanently deprived
31.37	3119	Did you understand my question?

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Record of Interview of: Maurice Kirk

Tape Counter Time	Person speaking	Text
	Def	There comes a point when somebody pinches bicycle to rid home
	3119	Shall I do it in a different way
	Def	Stop interrupting me when I am giving evidence
	3119	Now I will interrupt you, you're not giving evidence
	Def	You are an ignorant man aren't you?
	3119	Well I may well be but I asked you question, a simple question
	Def	And your question again was what?
	3119	Is there anything that we should know about that may have contributed to your behaviour today?
	Def	Yes read my current blog on my website
	3119	That's not for me to do so,
	Def	So why ask the question?
	3119	Cos I thought you might've wanted to share it with us
	Def	Its on the blog
	3119	Fair enough then if you want to be obstructive, that's entirely your matter
	Def	I am giving it to you in writing, you copy down the blog and that is the answer to your question, can you cope with any more questions towards me, can I have your name please?
32.22	3119	My name is Jason Webb its on the tape Jason Webb 3119
	Def	Yes but I don't get the tapes from these people
32.48		The defendant when asked if he wished to add or clarify anything replied, "do you think you've overlooked anything, well I made it quite clear that I've just seen a Dr, and I am to see a psychiatrist because I've been diagnosed by Caswell Clinic, I am a mental patient of Caswell Clinic that I have significant brain damage and a possible tumour this has been quoted by the police to judges in Cardiff Crown Court on a number of occasions and I have been refused a follow up brain scan for four years, I am not sure

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Tape Counter Time	Person speaking	Text
		whether or not I am in a fit state to be interviewed and I am quite surprised that you have interviewed me without proper medical attention, you've deprived me of my, medication, you have been told clearly the Dr and so on who I've seen in the last few hours, I think the Dr was yesterday morning, nothing surprises me anymore about what goes on in both the Cardiff Courts and to a larger percentage of South Wales Police Force, twelve policeman caused the eviction of a Bristol Bailiff against the so called victims of what I am going to trial by jury for now where are we going to get justice, where are we going to see"
34.27	5088	Maurice, in relation to this incident and this interview I appreciate whatever you're going to tell me but it's not in relation to this incident. If there's nothing else that you want to add or clarify in relation to the assault that's been put to you then I will end the interview
	Def	Yes I want you to see the videos of the prison, and I need a copy of them and I want the audit trail of where my passport went, I have the custody record of you and it went with me to the prison I think it was the 23 rd July or 23 rd August forget, which - August I think, and the prison have told so many lies, yeah you're busy go and have a cup of tea
35.15		The interview was concluded at 19.12 on Monday 21 st September 2013

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