12th August, 2009

**To**

**Attorney General**

**Cabildo Chambers**

**23-27 St.Vincent Street**

**Port of Spain**

Dear Sir

**RE: damages for wrongful imprisonment**

**PRE-ACTION PROTOCOL ISSUED IN ACCORDANCE WITH PRACTICE DIRECTION DATED THE 15TH DAY OF NOVEMBER, 2005 MADE BY THE CHIEF JUSTICE OF TRINIDAD AND TOBAGO.**

We act on behalf of Dennis Bruce, of Grand Curucaye Road, Bourg Malatresse, Lower Santa Cruz.

This pre Action protocol is issued in accordance with the practice Direction dated the 15th of November, 2005 made by the Judiciary of Trinidad and Tobago.

**FACTUAL SCENARIO**

I was instructed by my client that

1. My Client was at all material times known as Dennis Bruce.
2. On or about, 12th January, 2007, my client was at Grand Curucaye Road, bourg Maletresse, Lower Santa Cruz.
3. He was stopped by 3 police officers in a police car. One of the officers approached him and asked whether he is Winston Bruce and my client showed him his Driver’s permit and the Identification card which clearly showed he is not Winston Bruce but Dennis Bruce. A copy of the Driver’s permit is hereto attached.
4. Later they took my client to the San Juan Police Station and after a few minutes they took him to the central Prison.
5. The police dropped him in front of the jail and left. I was left with a gentleman who is Indian in origin. One of the prison officers came out and asked what the problem was.
6. The Indian gentlemen then spoke to the officer and the prison officer took my client inside the prison.
7. The Indian gentlemen showed him some papers and the prison officer asked me for my Identification. My client showed his Identification which showed he is Dennis Bruce.
8. Later they gave him the prison clothes and said they are proceeding with sentencing to 28 days imprisonment.
9. He was given a prisoner number of 1080/172.
10. He was finger printed and the finger prints revealed that he is Dennis Bruce.
11. He was in the prison from 12th of January, 2007 and was released on 8th of the February, 2007.
12. He was informed that there was an order on 10th of July, 2006 from Honourable justice Narine that Winston Bruce was committed to prison for not obeying the order of Mr. Justice Myers dated the 2nd of July, 2005.
13. In spite of my clients repeated requests that he is not Winston Bruce by Dennis Bruce, the prison officers ignored his plight and still proceeded with the execution.
14. In spite of checking my Clients Identification and confirming that he is not Winston Bruce but Dennis Bruce they still proceeded with the execution.
15. On or about 28th April, 2009, my client agreed with you to execute works at your job site located at Bermont Ridge, Diego Martin. A copy of the quotation is hereto attached.

**In the Circumstances my client seeks the following relief**

1. Damages for wrongful imprisonment
2. Injury to the personal feeling
3. Aggravated damages.
4. Interest
5. Cost.

**Legal proceedings to be issued**

Please be advised that should you fail and or neglect to respond to this Pre-Action Protocol, Legal proceedings would be issued within 21 days, which could incur further costs for you and also embarrassment.

I am required by the Practice Direction issued by the Judiciary on the 15th day of November, 2005, in respect of Pre Action protocol pursuant to the Civil proceedings Rules, 1998 (as amended) to remind you of the relevant provisions so that you will understand your responsibilities and obligations in respect of my Client’s claim as herein above stated and the powers of a judge of the High Court to impose sanctions, i.e legal costs on any party who fails or omits or neglects to follow and comply with these Pre Action Protocols.

Please be guided accordingly

Yours in Service,

**Christopher Ross Gidla**

Attorney at law