Evidence Bundle

The Gunmakers Arms PH

Review Hearing

BCC
REGULATION & ENFORCEMENT
LICENSING SECTION
DATE RECEIVED
10 JUN 2015
.....
REF NO .....
INITIALS .....

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Please be advised that the family of the deceased have given West Midlands Police permission to use the photo's showing the deceased prior to his death. However, they wish to ensure that his name is not declared during these proceedings.

WebOASIS

Incident 139 of 10/12/2014

URN	Date	Owner	LPU beat
139	10/12/2014 01:53	BWR1	BWDA

Initial classification	Response	Last updated	Status
MISCELLANEOUS	IMMEDIATE	10/12/2014	CLOSED

Reported by	AMBULANCE CONTL
Caller	AMBO LOG 161
Caller Address	
Caller Phone	Ex-Directory
Location	GUNMAKERS ARMS PH,92 BATH STREET CITY CENTRE,BIRMINGHAM,WEST MIDLANDS
OSGR	407113,287625
Incident Detail	WE HAVE A MALE IN HIS 30S POSSIBLE CARDIAC ARREST
Warning Markers	TREAT ALL CALLS AS URGENT
Crime Number	

Log updates

Date	Time	User	Terminal	Text
10/12/2014	01:53	57291	YMCH17	Routed To Radio Operator(s)
10/12/2014	01:53	0054	BWR1	Incident Transfer Accepted by terminal BWR1
10/12/2014	01:53	57291	YMCH17	GRADED AS IMMED AS NO FURTHER DETAILS
10/12/2014	01:53	57291	YMCH17	NFI - CALLLR OFF LINE
10/12/2014	01:56	0054	BWR1	BWO63 Automatic STM Notification generated
10/12/2014	01:56	0054	BWR1	BWO63 Despatched
10/12/2014	01:59	0054	BWR1	BWO63 Arrived at Incident
10/12/2014	01:59	0054	BWR1	Resource at Scene Processing Abandoned
10/12/2014	02:00	7915	WebOASIS	HM 5 AWARE
10/12/2014	02:00	51461	BWR2	O63.. MALE IS DECEASED..
10/12/2014	02:00	51461	BWR2	STAFF THOUGHT HE HAD FALLEN ASLEEP.. WHEN THEY TRIED
10/12/2014	02:01	51461	BWR2	TO WAKE HIM THEY REALISED HE HAD DIED.
10/12/2014	02:04	0054	BWR1	BWR50 Automatic STM Notification generated
10/12/2014	02:04	0054	BWR1	BWR50 Despatched
10/12/2014	02:05	51461	BWR2	BWR50 Already Despatched

1

10/12/2014	02:05	6377	WebOASIS	BWV55 - NOTED TO HERE, SUPERVISOR ON ROUTE.
10/12/2014	02:23	6553	BSSD2	RADI HALABRIN 11 1 77 NT PNC
10/12/2014	02:23	51461	BWR2	Personnel Searcher (View Only)
10/12/2014	02:23	51461	BWR2	Resources Dealing with this Incident Enquiry
10/12/2014	02:24	51461	BWR2	20319 LIASING WITH F/CID 4325
10/12/2014	02:25	20993	WebOASIS	I HAVE SPOKEN TO DS0024 KNIGHT IN RELATION TO THIS
10/12/2014	02:25	20993	WebOASIS	MATTER. HE STATES THAT AS LONG AS THE RELEVANT CHECKS
10/12/2014	02:25	20993	WebOASIS	ARE CONDUCTED IN RELATION TO VISIBLE INJURIES AND
10/12/2014	02:25	20993	WebOASIS	CCTV TO ENSURE NO FOUL PLAY THEN THE MATTER SHOULD BE
10/12/2014	02:25	20993	WebOASIS	DEALT WITH AS A STANDARD SUDDEN DEATH REPORT. I HAVE
10/12/2014	02:25	20993	WebOASIS	NOT ATTENDED AT THIS POINT DUE TO ENQUIRIES IN
10/12/2014	02:25	20993	WebOASIS	RELATION TO HIGH RISK MISPER BUT I HAVE FULLY BRIEFED
10/12/2014	02:25	20993	WebOASIS	THE OFFICERS AT THE LOCATION TO CONDUCT CHECKS AROUND
10/12/2014	02:25	20993	WebOASIS	INJURIES AND CCTV. AWAITING AN UPDATE.
10/12/2014	02:29	51461	BWR2	1042 Automatic STM notification generated
10/12/2014	02:29	51461	BWR2	1042 Allocated to Incident
10/12/2014	02:29	51461	BWR2	1042 IS F/CID USING 4325'S RADIO
10/12/2014	02:31	6377	WebOASIS	BWV55 - UPDATE NOTED.
10/12/2014	02:38	57226	YMCH27	FROM PC 20319 - [redacted] - IS THE MOBILE FOUND
10/12/2014	02:38	57226	YMCH27	WITH THE DECEASED. ASKING FOR INTEL CHECKS ON THE
10/12/2014	02:38	57226	YMCH27	MOBILE FROM BW RADS.
10/12/2014	02:39	57226	YMCH27	POSSIBLE NAMES ARE [redacted] CHECKS ON THE NAME
10/12/2014	02:39	57226	YMCH27	ALSO PLS
10/12/2014	02:39	57226	YMCH27	Incident Switch to Terminal
10/12/2014	02:39	57226	YMCH27	BWR1,BWR2,BWR3,BWR4,BWCCTV3,BWCCTV2
10/12/2014	02:39	57226	YMCH27	AS LAST PLS
10/12/2014	02:39	57226	YMCH27	Incident Switch
10/12/2014	02:39	0054	BWR1	Incident Switch Accepted By BWR1
10/12/2014	02:41	51461	BWR2	PNC - #NE [redacted]
10/12/2014	02:44	51461	BWR2	NO TRACE PNC.

2

10/12/2014	02:45	51461	BWR2	ONLY [redacted] ADDRESS OF [redacted]
10/12/2014	02:45	51461	BWR2	[redacted]
10/12/2014	02:48	51461	BWR2	PNC - #NE [redacted]
10/12/2014	02:48	51461	BWR2	*** PNC screen captured - 1 to Log
10/12/2014	02:48	51461	BWR2	*** PNC screen captured - 2 to Log
10/12/2014	02:48	51461	BWR2	DESCRIPTION PASSED TO OFFICERS.. APPEARS TO BE
10/12/2014	02:48	51461	BWR2	[redacted]
10/12/2014	02:48	51461	BWR2	*** PNC screen captured - 3 to Log
10/12/2014	02:49	51461	BWR2	*** PNC screen captured - 4 to Log
10/12/2014	03:03	51461	BWR2	BWO63 Redeployed to Incident 188 10/12/14
10/12/2014	03:04	51461	BWR2	20319 WILL SUBMIT SUDDEN DEATH FORM
10/12/2014	03:04	51461	BWR2	All Resources Leave Scene/Dispatch Cancelled etc
10/12/2014	03:04	51461	BWR2	BWO63 Automatic STM notification generated
10/12/2014	03:04	51461	BWR2	BWO63 Allocated to Incident
10/12/2014	03:16	0054	BWR1	BWO63 Arrived at Incident
10/12/2014	03:16	0054	BWR1	BWO63 MAKING FURTHER ENQS
10/12/2014	03:33	0054	BWR1	Incident Transferred by terminal BWR1 to BWR2
10/12/2014	03:33	0054	BWR1	AS
10/12/2014	03:33	0054	BWR1	Incident Transfer
10/12/2014	03:33	51461	BWR2	Incident Transfer Accepted by terminal BWR2
10/12/2014	03:44	57935	YMCH13	FURTHER FROM AMBO. THEY STATE UNKNOWN MALE OF
10/12/2014	03:44	57935	YMCH13	UNKNOWN AGE FOUND IN A PUBLIC PLACE. NON SUSPICIOUS,
10/12/2014	03:45	57935	YMCH13	CONFIRMED AT 0157AM BY PARAMEDIC 3120
10/12/2014	03:45	57935	YMCH13	HE IS BEING TAKEN TO NEWTON STREET MORTUARY.
10/12/2014	03:45	57935	YMCH13	NFI YM CLEAR
10/12/2014	03:50	20319	WebOASIS	FROM FLINTS THERE MAY BE AN ADDRESS OF [redacted]
10/12/2014	03:50	20319	WebOASIS	[redacted] OF POSSIBLE NEXT OF KIN. OFFICERS ON ROUTE TO
10/12/2014	03:50	20319	WebOASIS	[redacted]
10/12/2014	03:51	0054	BWR1	NTD
10/12/2014	04:32	0054	BWR1	GIRLFRIEND AND BROTHER ALL INFORMED
10/12/2014	04:32	51461	BWR2	All Resources Leave Scene/Dispatch Cancelled etc
10/12/2014	04:33	51461	BWR2	Incident Closed By Terminal BWR2
10/12/2014	04:33	51461	BWR2	Incident End (Result / Close)

3

10/12/2014 04:38	0054	BWR1	No Resources Attached to this Incident
	57669	BWFA2	The following was entered after the Incident was
	57669	BWFA2	Closed
10/12/2014 13:06	57669	BWFA2	Re-Opened by BWFA2
10/12/2014 13:06	57669	BWFA2	**********
10/12/2014 13:07	57669	BWFA2	THE SISTER OF THE DECEASE HAVE ATTEND SHL FRONT
10/12/2014 13:07	57669	BWFA2	ENQIURING ABOUT THE DECEASE PROPERTY TAKEN.
10/12/2014 13:08	57669	BWFA2	HER CONTACT DETAILS ARE AS FOLLOWED: [redacted]
10/12/2014 13:08	57669	BWFA2	
10/12/2014 13:09	57669	BWFA2	ADDRESS - [redacted]
10/12/2014 13:09	57669	BWFA2	MOB - [redacted]
10/12/2014 13:10	57669	BWFA2	SHE REQUEST THAT OFFICE IN CHARGE CONTACT HER ASAP.
10/12/2014 13:10	57669	BWFA2	Incident Transferred by terminal BWFA2 to BWRAD
10/12/2014 13:10	57669	BWFA2	FYI THANKS
10/12/2014 13:10	57669	BWFA2	Incident Transfer
10/12/2014 13:10	8974	BWR1	Incident Transfer Accepted by terminal BWR1
10/12/2014 13:11	8974	BWR1	NOTED HOWEVER THE MATTER WILL BE BEING DEALT WITH BY
10/12/2014 13:11	8974	BWR1	CORONERS
10/12/2014 13:12	8974	BWR1	THEY WILL NEED TO LIASE WITH THEM AS THE PROPERTY
10/12/2014 13:12	8974	BWR1	WILL ONLY BE RELEASED WITRH CORONERS OFFICER
10/12/2014 13:12	8974	BWR1	AUTHORITY
10/12/2014 13:12	8974	BWR1	Incident Switch to Terminal BWFA2
10/12/2014 13:12	8974	BWR1	.
10/12/2014 13:12	8974	BWR1	Incident Switch
10/12/2014 13:12	57669	BWFA2	Incident Switch Accepted By BWFA2
10/12/2014 13:13	57669	BWFA2	NOTED CALLER STATES SHE HAVE UPDATE
10/12/2014 13:14	57669	BWFA2	THE CORONERS WITH HER DETAILS ALREADY.
10/12/2014 13:14	8974	BWR1	NOTED SHE WILL NEED TO WAIT FOR THIER RESPONSE
10/12/2014 13:14	8974	BWR1	Incident Switch to Terminal BWFA2
10/12/2014 13:14	8974	BWR1	.
10/12/2014 13:14	8974	BWR1	Incident Switch
10/12/2014 13:14	57669	BWFA2	Incident Switch Accepted By BWFA2
10/12/2014 13:21	8974	BWR1	Incident Closed By Terminal BWR1

10/12/2014	13:21	8974	BWR1	Incident End (Result / Close)
		8974	BWR1	The following was entered after the Incident was
		8974	BWR1	Closed
10/12/2014	13:22	8974	BWR1	Re-Opened by BWR1
10/12/2014	13:22	8974	BWR1	Incident Closed By Terminal BWR1
10/12/2014	13:22	8974	BWR1	Incident End (Result / Close)

Resources

Rank	Name	Collar No	Dispatched	Arrived	Left	Cancelled	Informed	Informed Cancelled	Dea Wit
PC	HUGHES	7686	1:56	1:59		3:03			
PC	SMITH	20319	1:56	1:59		3:03			
PC	WARREN-SMITH	20993	2:04			3:04			
DC	CUNNINGHAM	1042					2:29	3:04	
PC	HUGHES	7686		3:16	4:32		3:04		
PC	SMITH	20319		3:16	4:32		3:04		

PNC Results

Warning: the PNC information shown here represents the information extracted from PNC at the time of the check, and should be used only as a record of the information available at that time. The information may now be out-of-date, and consideration should be given to making a new check to obtain up-to-date information.

☐ Check / Uncheck All

☐ PNC - #NE [redacted]
☐ PNC - #NE
☐ PNC - #NE
☐ PNC - #NE

Show PNC Results

Incorrect use of this facility may be an offence under the Computer Misuse Act 1990 and the data displayed is subject to the provisions of the Data Protection Act 1998.

For further information please see the WebOASIS Help page.

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[redacted]

West Midlands Police

WG 427
(10.02)

SUDDEN DEATH REPORT TO H M CORONER

TIME AND DATE DEATH REPORTED: 01:57 10/12/14

BY WHOM: [redacted]

DECEASED

SURNAME: [redacted] FORENAME(S): [redacted]

MAIDEN NAME: AGE: [redacted]

DATE OF BIRTH: [redacted] PLACE OF BIRTH:

OCCUPATION: ADDRESS: [redacted]

[redacted] TEL NO:

FIND

SURNAME: [redacted] FORENAME(S): [redacted]

ADDRESS: [redacted]

[redacted] RELATIONSHIP TO DECEASED: [redacted]

TEL NO: MOBILE NO: [redacted] NOTIFIED OF DEATH: YES ☒ NO ☐

FAMILY DOCTOR

NAME: N/K

PRACTICE ADDRESS:

TEL NO:

DOCTOR / AMBULANCE PARAMEDIC ATTENDING TO CONFIRM DEATH

NAME: [redacted] CALL SIGN TM 7168

TIME: 01:57 hrs DATE: 10/12/14

PLACE OF DEATH:

UNDERTAKER REMOVING BODY

NAME OF COMPANY: NEWTON STREET COACHES

BODY FOUND AT: GUNMAKERS ARMS PUB 92 BARR STREET, BIRMINGHAM

OFFICER WHO EXAMINED BODY

NAME: PC 7686 Weller STATION: NEWTOWN

PLACE BODY FOUND: GUNMAKERS ARMS 92 BARR STREET BIRMINGHAM

POSITION OF BODY: Floor of Bar

ANY APPARENT INJURIES: None

PROPERTY TAKEN FROM PERSON / BODY YES / NO

DETAINED PROPERTY NO: — STATION: —

DESCRIPTION OF ITEM(S): —

PROPERTY LEFT ON BODY: (Rings etc) Pen knife, mobile, lighter, keys

NOTES FOR COMPLETION:

1. The procedure for dealing with sudden or suspicious deaths are outlined in the Policy and Procedure Manual S6
2. The original of this form should be forwarded or faxed to HM Coroner of the district concerned as soon as practicable together with any statements taken.
3. Any item including addressed letters, poisonous substances, weapons, implements etc. suspected to be connected with the death should be itemised on this report and retained for inquest purposes

*DELETE AS APPROPRIATE

(6)

IDENTIFICATION

POLICE OFFICER TO WHOM BODY WAS IDENTIFIED *(name)*:

RANK: PC | NO: 7686 | STATION: NEWTOWN

AND BY WHOM *(Relative, friend etc)*: SURNAME:

FORENAME(S): | ADDRESS

TEL NO: | RELATIONSHIP TO DECEASED:

ANY OTHER PERSON WHO CAN SUPPLY USEFUL INFORMATION TO THE CORONER'S ENQUIRY?

(continue on separate sheet if necessary)

SURNAME: [redacted] | FORENAME(S): [redacted]

ADDRESS: [redacted]

TEL NO: [redacted] | RELATIONSHIP TO DECEASED: FRIEND

SURNAME: HALLABRIN | FORENAME(S): RADI

ADDRESS: [redacted]

TEL NO: [redacted] | RELATIONSHIP TO DECEASED:

SURNAME: | FORENAME(S):

ADDRESS:

TEL NO: | RELATIONSHIP TO DECEASED:

PERSONS WHO ATTENDED THE SCENE:

		NAME OF OFFICER	
CID	YES ☐ NO ☑		
Scenes of Crime Officer (1)	YES ☐ NO ☑		
Scenes of Crime Officer (2)	YES ☐ NO ☑		
Accident Investigations	YES ☐ NO ☑		
Others	YES ☐ NO ☑		

CIRCUMSTANCES OF DEATH/OTHER USEFUL INFORMATION

(attach on separate sheet if necessary)

THE DECEASED HAS BEEN DRINKING AT THE SUNNYBANKS ARMS FROM AROUND 1700 HRS ON THE 9/12/14. AT APPROXIMATELY THE DECEASED AND THE TWO ABOVE FRIENDS, WERE THE ONLY THREE PEOPLE LEFT IN THE BAR. AT APPROXIMATELY 0100 HRS ON THE 10/12/14 THE DECEASED AT THIS TIME WAS VERY INTOXICATED AND WAS TAKEN OUTSIDE TO SOBER UP BY THE ABOVE THE WEATHER WAS WET AND COLD. A SHORT TIME LATER THE DECEASED WAS THEN TAKEN BACK INTO THE PUBLIC HOUSE, WHERE HE WAS LEFT ON THE FLOOR ASLEEP, WHILST THE ABOVE WENT TO GET FOOD. HALF AN HOUR LATER THEY RETURNED TO FIND THE DECEASED

OFFICER SUBMITTING REPORT *(block capitals)*: PC 7686 HUGHES

STATION: NEWTOWN | DATE: 10/12/14

REPORT EXAMINED BY: | DATE:

*DELETE AS APPROPRIATE

RESTRICTED - (When Complete)

MG11

Crime Ref. No.

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A (3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1)

URN

Statement of RADI HALABRIN

Age If Under 18: OVER (place 18 insert over 18) Occupation: BAR MANAGER

This statement (consisting of ..... page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature: Date: 26/1/15

(Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I AM THE ABOVE NAMED AND LIVE AT THE ADDRESS GIVEN. THIS STATEMENT IS IN RELATION TO A MAGE I KNOW AS [redacted], WHICH IS SHORT FOR [redacted]. I KNOW FROM THE GUN MAKERS ADS WHERE I WORK AS BAR MANAGER. ON 9TH DECEMBER, I WAS AT MY PLACE OF WORK. MY TIME OF DUTY WAS FROM TWELVE O'CLOCK MIDDAY TILL MIDNIGHT. AT AROUND SIX O'CLOCK ON THE EVENING OF THE 9TH DECEMBER 2014 [redacted] CAME INTO THE BAR AND HAD A PINT OF HIS USUAL DRINK A PINT OF CIDER. HE CONTINUED DRINKING CIDER TILL AROUND 21.30 HRS. HE THEN STARTED TO DRINK SHOTS. HE HAD AROUND ONE OF TWO SHOTS. HE THEN REACHED OVER THE BAR AND TOOK HOLD OF A BOTTLE OF JACK DANIELS HONEY AND DRANK ABOUT HALF A LITER IN ABOUT EIGHTY SECONDS

Signature: Signature Witnessed By:

200617 (1) RESTRICTED - (When Complete)

8

RESTRICTED (when complete)

MG11(CONT)

Crime Number: .....

Continuation of Statement of: RADI HALASSRIN

Page No. ..... of 2

I SAID TO [redacted] WHAT YOU DOING
YOU ARE GOING TO BE SMASHED
AT THIS TIME THERE WAS AROUND
THREE PEOPLE IN THE BAR. I HAD
NEVER SEEN [redacted] DRINK LIKE THAT
BEFORE. HE BECAME UGLY INTOXICATED
AND VERBAL BANGING HIS HANDS ON
THE BAR. MICHAEL ANOTHER MAN
WHO WAS IN THE BAR TRIED TO
GET [redacted] TO GO HOME BUT HE REFUSED
AND SAID HE WANTED TO SAY. IT
WAS AROUND 23.00 HRS AT APPROXIMATELY
23:30 HRS ON THE SAME DATE
[redacted] SAT DOWN IN A CHAIR AND
WENT TO SLEEP I THOUGHT THIS
WAS OKAY AS I WOULD WAKE HIM
UP WHEN I WAS CLOSING THE BAR
AND TAKE HIM HOME AND THAT HE
MAY BE A BIT MORE SOBER. DURING
THIS TIME EVERYBODY ELSE LEFT THE
BAR EXCEPT MYSELF AND ANOTHER
MAN I KNOW AS [redacted].
[redacted] WAS STILL ASLEEP IN THE
CHAIR AT APPROXIMATELY 00.30 HRS
MYSELF AND [redacted] DECIDED TO GO
FOR SOME FOOD. SO WE PUT [redacted] ON

Signature: ..... Signature witnessed by: .....

2013

RESTRICTED (when complete)

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RESTRICTED (when complete)

MG11(CONT)

Crime Number:

Continuation of Statement of: RADI HALABRIN

Page No. ..... of 3

THE FLOOR OF THE PUB IN THE RECOVERY POSITION IN CASE HE WAS SICK. MYSELF AND [redacted] LEFT THE PUB AND LOCKED THE DOORS WE RETURNED AROUND HALF AN HOUR LATER AND [redacted] WAS STILL ON THE FLOOR. [redacted] TOOK HOLD OF HIS HANDS AS HE HAD NOT MOVED AND [redacted] SAID THAT [redacted] WAS COLD. WE SAT HIM UP BY THE RADIATOR AND TRIED TO WAKE HIM UP. BUT HE DID NOT RESPOND. [redacted] THEN CALL FOR AN AMBULANCE. THE AMBULANCE ARRIVED IN ABOUT FIFTEEN MINUTES. MYSELF AND [redacted] CONTINUED THROUGHOUT THIS TIME TO TRY AND WAKE HIM UP. THE AMBO CREW ARRIVED AND ALSO TRIED TO REVIVE [redacted] BUT HE DID NOT WAKE UP. THEY THEN TOLD ME HE WAS DEAD. A SHORT TIME LATER THE POLICE ARRIVED. I WOULD LIKE TO ADD THAT PRIOR TO MYSELF AND [redacted] CALLING TO SEE KEEN WE TOOK [redacted] FROM HIS CHEST AND OUTSIDE THE DOOR STEP OF THE PUB TO TRY

Signature: Signature witnessed by:

2013

RESTRICTED (when complete)

10

RESTRICTED (when complete)

MG11(CONT)

Crime Number:

Continuation of Statement of: RAOI HALABI'N

Page No. ..... of 4

AND WAKE HIM, WE SAT HIM ON THE STEP HE WAS STILL ASLEEP BUT BREATHING HEAVILY AND SNORING HE WAS ON THE STEP FOR AROUND TEN MINUTES, DURING THIS TIME I GOT A BUCKET OF WATER AND SPLASHED IT OVER HIS FACE WITH MY HANDS, BUT HE STILL DID NOT WAKE HIM, WE THEN PUT HIM BACK IN THE PUB ON THE FLOOR AND WENT TO SET SOME FOOD

Signature: Signature witnessed by:

2013

RESTRICTED (when complete)

H.M. CORONER, BIRMINGHAM AND SOLIHULL DISTRICTS
CORONER'S ENQUIRY
WITNESS STATEMENT

Statement of [redacted]

Age if under 21 over 21 (If over 21 insert 'over 21').

This statement (consisting of pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 19th day of January 19 2015

Signature over telephone

My name is [redacted] and my date of birth is [redacted]. I resided at [redacted]

On 9th December 2014 I finished work and walked a short distance to the 'Plumbers Arms' Public House in Bath Street Birmingham, arriving between 16.30hrs and 16.45hrs

I purchased a drink then sat down at a table within the bar area, where I remained whilst drinking and talking to various people within the premises

Later that evening, there remained three of us, myself,

H.M. CORONER, BIRMINGHAM AND SOLIHULL DISTRICTS
CORONER'S ENQUIRY
WITNESS STATEMENT

Statement of .....

Age if under 21 ..... (If over 21 insert 'over 21').

This statement (consisting of pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the day of 19

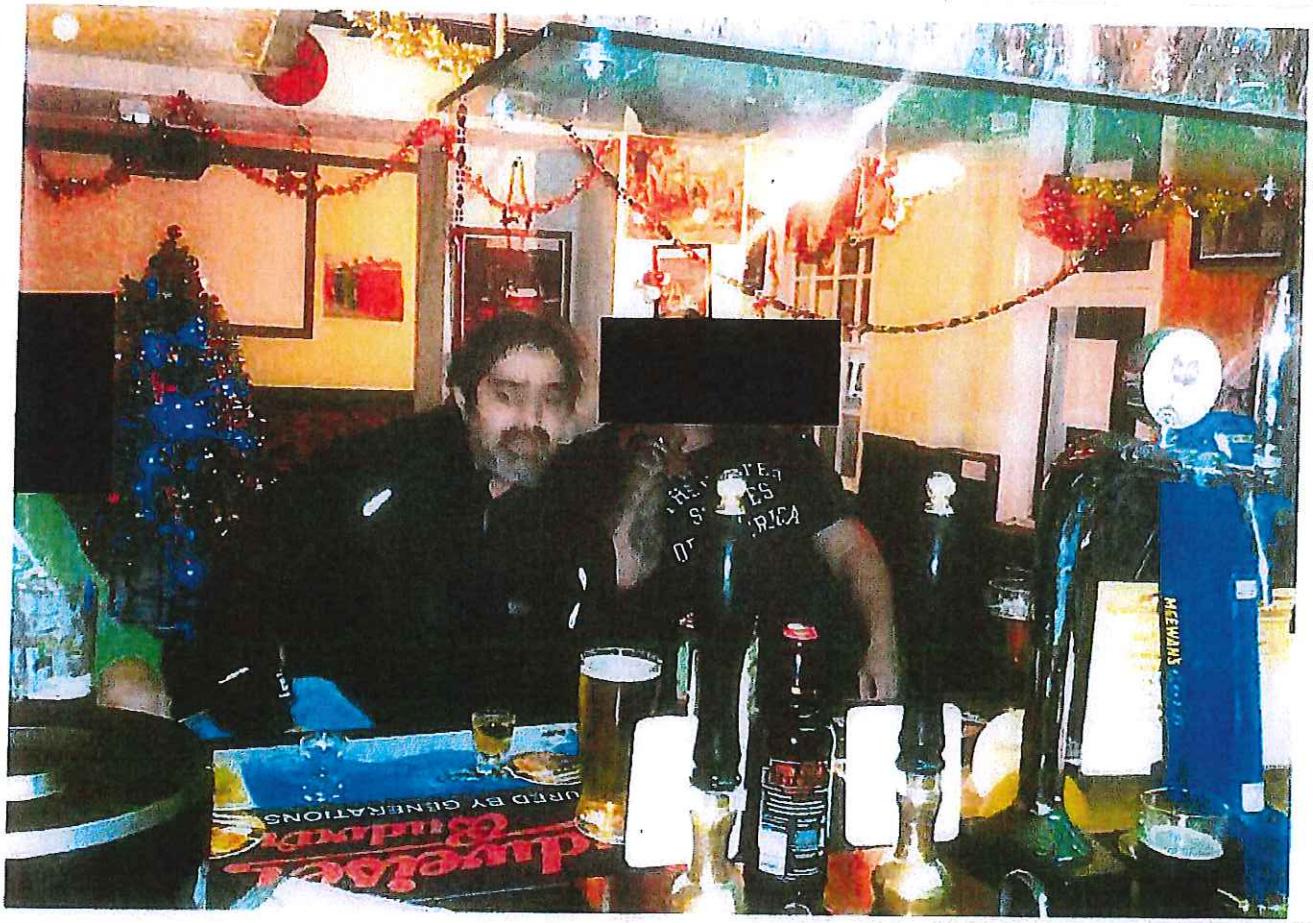
Signature.....

the deceased and another person, the bartender known as Radi Halabin.
Both myself and the deceased were intoxicated and then the deceased whilst sat at a table near to the bar and next to the Christmas tree fell asleep.
I checked a couple of times on the deceased that he was still breathing.
Radi and I then went in Radi's vehicle to a nearby food outlet to purchase food.
We returned a short time later to find the deceased in the same position.
I checked on the deceased to find he was no longer breathing and called for an ambulance straight away.

THE
REF
PRESERVED BY GRACE

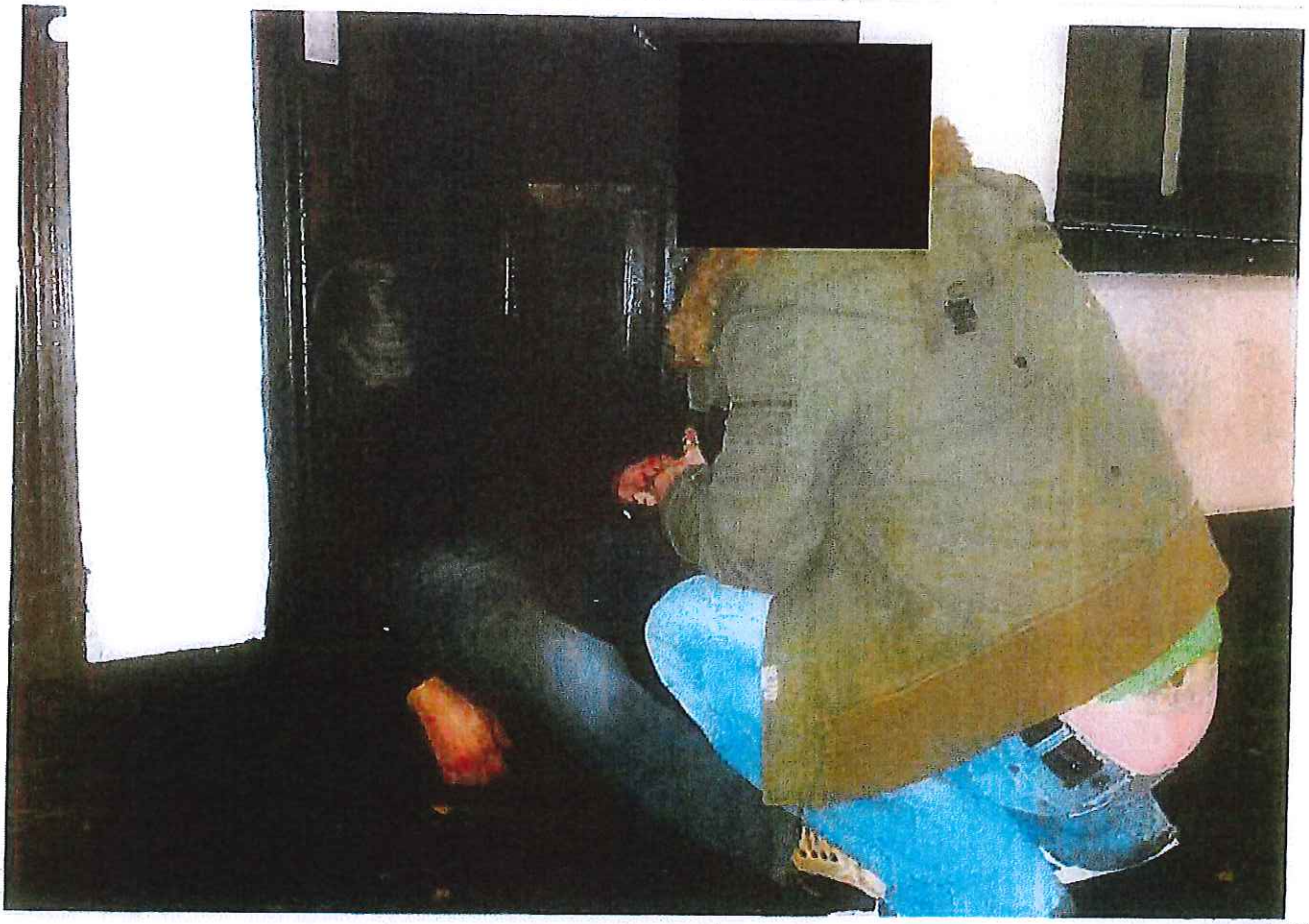
Super Dry
TRADE MARK JPN.

THE UNITED
STATES

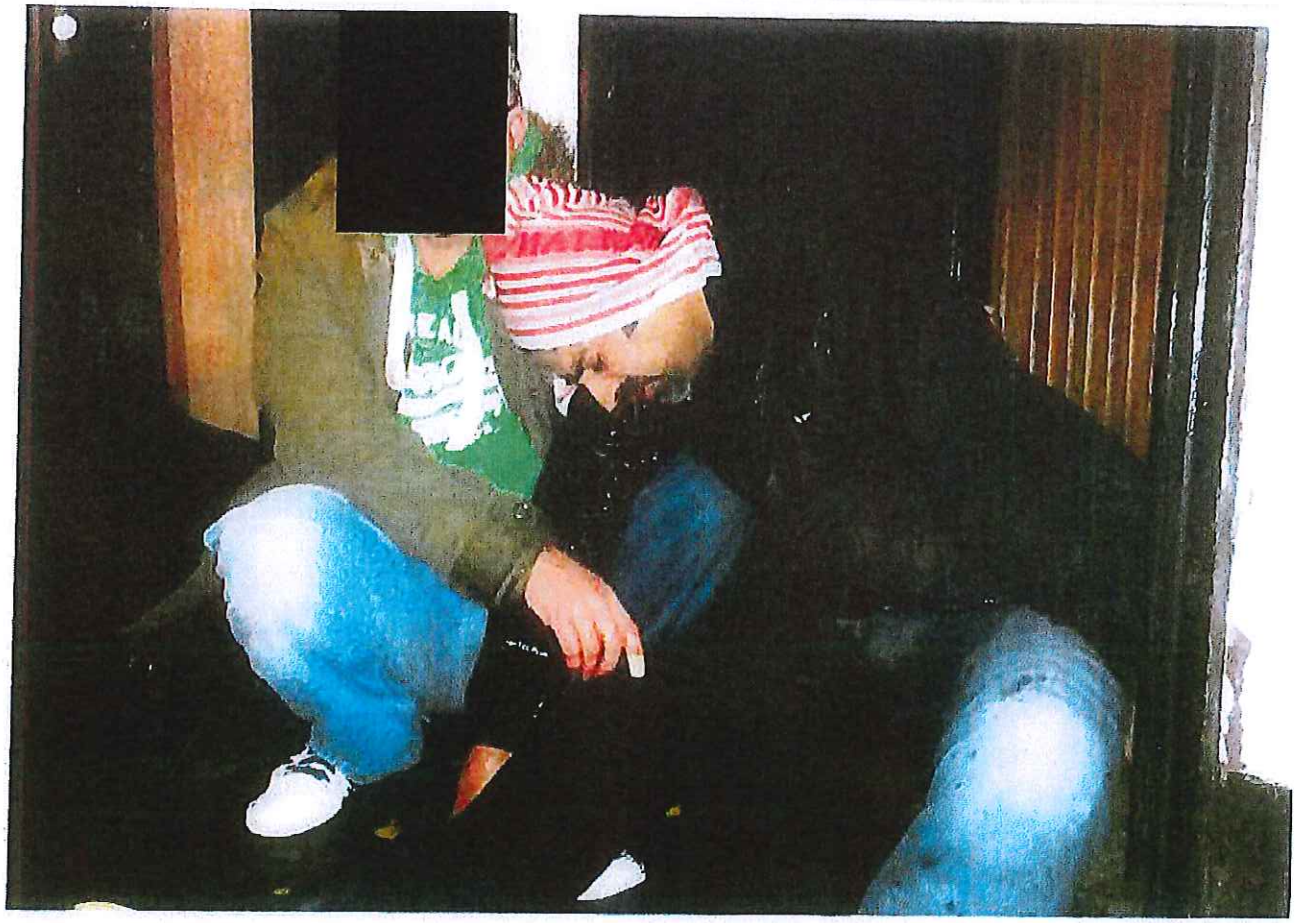

MEEWANS

Budweiser
NEWMAN'S

(23)



(24)



JACK DANIEL'S
ORIGINAL RECIPE
Tennessee
HONEY
FINELY CRAFTED
(0 Litre 35% Vol.

19 December 2014

Our Ref: 14T/5251

[redacted]
HM Coroner (Birmingham & Solihull)
50 Newton Street
Birmingham
B4 6NE

For the attention of [redacted]

Dear [redacted]

DECEASED - [redacted]

CORONERS CASE REFERENCE NUMBER [redacted]

REPORT BY [redacted] M.Chem.A. C.Chem M.R.S.C.

On 16 December 2014, Mr [redacted] an Apollo driver, brought to the laboratory, specimens of blood and urine attributed to the deceased and submitted by a Coroners Officer [redacted] These have been examined with the assistance of scientific support staff with the following results:-

LSN 14T/5251/00001 Blood - Fluoride

Ethyl Alcohol = 436 mg per 100ml

LSN 14T/5251/00002 Blood - Unpreserved

No Analysis Required

LSN 14T/5251/00003 Urine - Fluoride

Ethyl Alcohol 491 mg per 100ml

LSN 14T/5251/00004 Urine - Unpreserved

No Analysis Required

CONCLUSIONS

Analysis has shown the presence of a very substantial level of ethyl alcohol in the body of the deceased. Levels above 400 mg per 100 ml in the blood can be fatal due to respiratory depression, however tolerance may be developed during regular usage.
Alternatively death may occur at lower blood concentrations as a result of inhalation of vomit during unconsciousness.

Birmingham City Laboratories
Phoenix House
Valepits Road
Garrets Green
Birmingham
B33 0TD

Telephone: 0121-303 9300
Facsimile: 0121-303 9301
email: bcl@birmingham.gov.uk
web site: www.birmingham.gov.uk/bcl

University Hospital Birmingham NHS

NHS Foundation Trust

[redacted]
Department of Cellular Pathology (Histopathology).
Level -1
Queen Elizabeth Hospital Birmingham.
Mindelsohn Way,
Edgbaston, Birmingham
B15 2WB

☎ : 0121 371 3348 (direct line)
☎ : 0121 371 3324 (secretary)
🖷 : 0121 371 3333 (fax)
🖳 : [redacted]

ATW/MPS

7th January, 2015

For the attention of [redacted]

[redacted]
Senior Coroner
H M Coroners Court
50 Newton Street
Birmingham
B4 6NE

16 JAN 2015

Dear [redacted]

Re: [redacted] (deceased): HMC ref. [redacted]

Thank you for furnishing me with a copy of the Birmingham City Laboratories' toxicological analysis report on this case.

You will read that this confirms my gross autopsy impression of a very substantial quantity of ethyl alcohol in the body of the decedent around the time of death, significantly above the threshold typically associated with fatalities.

I, therefore, now proffer the following medical cause of death:

Ia Acute ethanolic intoxication

II Coronary artery atheroma.
Chronic degenerative mitral valvar disease.

The mode of dying is likely profound cardio-respiratory/central nervous system depression consequent upon the direct toxic effects of imbibed alcohol, contributed to by pre-existing natural physical disense, to wit coronary artery atheroma and chronic degenerative mitral valvar disease. The annual incidence of sudden death in individuals suffering severe single vessel left anterior descending coronary artery stenosis is approximately 11%, attributed to spontaneous ventricular arrhythmias. Alcohol destabilises cardiac myocytes, thereby heightening any predisposition to cardiac dysrhythmia, potentiating this risk.

This concludes my examination here.

I anticipate that this is satisfactory for the purposes of your investigation.

Yours sincerely

[redacted]
MB,ChB, FRCPath
Consultant Histopathologist.

[redacted]

From: [redacted]
Sent: 02 February 2015 14:06
To: [redacted]
Subject: FW: Deceased - [redacted]

From: David Hughes
Sent: Monday, February 02, 2015 11:39 AM
To: [redacted]
Subject: RE: Deceased - [redacted]

Hi [redacted]

I have today spoken to [redacted] who has stated that he was not at the Gunmakers arm's on the night in question, and that he does not know what happened, that night. He went on to stated that he has in te past been given a special brew made by Radi, but connot say if Mr [redacted] had been drinking it that night.

Regards

PC 7686 Hughes
Police Constable 7686 Dave Hughes
BIRMINGHAM WEST & CENTRAL LPU
Team E Response
Newtown Police Station
Bridge Street
Newtown
Birmingham
B19 2YT

E-mail: d.w.hughes@west-midlands.pnn.police.uk
Switchboard: 101 or (0845 113 5000) ext 7814 6536

'Serving Our Communities, Protecting Them From Harm'

From: [redacted]
Sent: 27 January 2015 13:44
To: David Hughes
Subject: Deceased - [redacted]

Dear PC Hughes,

I appreciate you are obtaining a statement from Mr Radi Halabrin from [redacted]

The sister of the deceased has since been in touch stating a friend of the deceased named [redacted] who also drinks in the Gunmakers PH was told, since the death by Radi Halabrin that on the night of the incident (09/12/2014 – 10/12/2014) the deceased had been given free drinks by Mr Halabrin from a "special brew" kept under the bar counter inside the premises.

Please can you obtain confirmation regarding the above.

Regards

[redacted]

Vicki Demuth

From:	Tim Payne
Sent:	05 February 2015 11:57
To:	Vicki Demuth
Cc:	[redacted] John Garbett
Subject:	FW: Licensing information re Gunmakers Arms, 92 Bath Street, Aston.
Attachments:	Scanned from a Xerox multifunction device001.pdf

Vicki,

With reference to the below :

Please can you arrange some visit(s) to the premises - I would like this done by our own department.

Please update me by 26/2/15.

Regards,

Inspector Tim Payne
Licensing & Planning Inspector
BW&C Inspector's Representative IBB WMP Federation Birmingham Central BW&C LPU Tel Internal: 7861 6711
Tel External: 0345 113 5000 Tel Mobile: 07786 335028
E.mail : t.payne@west-midlands.pnn.police.uk

-----Original Message-----
From: John Garbett
Sent: 05 February 2015 11:50
To: Tim Payne
Cc: [redacted]
Subject: Licensing information re Gunmakers Arms, 92 Bath Street, Aston.

Inspector Payne.

I hope you are well.

A death occurred at the above premises on 10/12/14. This was (quite properly) treated as non suspicious and reported to the Coroner. OASIS log 139 refers.

The deceased, [redacted] was subsequently found to have a high concentration of alcohol in his blood. Underlying health issues (hardening arteries and valvular heart disease) together with the alcohol appear to have led to the death. The Histopathologist has proffered the cause of death as. '1a Acute ethanolic intoxication'. An inquest is due to take place on 25/2/15.

The deceased's sister, [redacted] attended SHLPS yesterday reporting that she thinks her brother was in fact murdered. OASIS log 2094 (4/2/15) refers.

She informed officers that she had recordings of the deceased's friends telling her that the landlord gives away illegal home made alcohol from behind the bar. She believes that this would account for the large level of 'ethanol' in her brothers blood.

She also believes the landlord has recorded over the CCTV and not kept it as he should. She also states that the landlord left him in the pub unconcious whilst he went out for food. The log also details the sisters belief that her brother wouldn'y have been able to jump over the counter (he had a bad knee) and that Jack Daniels (which the bar manager has stated that the deceased consumed a lot of very quickly) contains no ethanol.

Having obtained the relevant documents from the Coroners officer [redacted] I have been able to explain to Miss [redacted] that the ethanol recorded in the toxicology finding relates to 'alcohol', that the reading was over 400mg (per 100ml of blood) and that the statement describes her brother reaching over the bar and not jumping.

I have accessed the Innkeeper site on the intranet and can find no condition of the licence which suggests anyone is obliged to retain any CCTV from the premises for a specified time. I have informed Miss [redacted] of this.

The statement from the landlord does describe leaving the deceased on the floor of the pub but it also details the fact that he was still breathing at that point and that the deceased was then placed in the recovery position to avoid complications if he was sick.

I have researched closed logs and reported crimes for the pub over the last twelve months and there is nothing that obviously suggests that anyone else has come to harm by potentially drinking a home brewed product supplied at the pub. Log 2029 10/7/14 relates to a haemophiliac vomiting blood at the premises but there is nothing contained on the log which shows any direct connection.

Given all the circumstances there is no indication that further police investigation into the circumstances of the death is necessary.

However, the information regarding the alleged supply of a home brewed product may be something you wish to pursue.

I have attached documentation regarding the death. The home brew is only mentioned on the e-mails between [redacted] and PC 7686 HUGHES who was given corroboration of the information supplied by the deceased's sister by a male named [redacted]

John Garbett
DS 5205 - Force CID Homicide
Harborne Police Station
Tel. 101 ext. 863 3171
07733003423

From: j.garbett@west-midlands.pnn.police.uk <j.garbett@west-midlands.pnn.police.uk>
Sent: 05 February 2015 11:37
To: John Garbett
Subject: Scanned from a Xerox multifunction device

Please open the attached document. It was scanned and sent to you using a Xerox multifunction device.

Sent by: garbett_5205 [j.garbett@west-midlands.pnn.police.uk]
Attachment File Type: pdf

Birmingham City Council

No. 19425

Licensing (Enforcement) Section
Crystal Court
50 Rocky Lane
Aston
Birmingham B6 5RQ

FS 26188

Chris Neville
Head of Licensing

M. Roslaslav HALABRIN
GUNMAKERS ARMS
92-93 BATH ST, B4 6HG

Enquiries to: PC 2027 VICKI DEMUTH.

Telephone: 0121 626 6099.

Date: 13/02/2015

Legislation: L.A. 2003

The following matters have been identified which do not comply with the above legislation:

On 13/2/15 at 13:45, PC Demuth Greenfield visited location following intelligence received that 'home-brewed' alcohol was being served on the premises kept under counter. PC Demuth found 6 unmarked bottle (Jack Daniels bottles) with no labels, and strong smelling clear liquid inside. Mr Halabr stated this is 'Jovalwen Vodka' that was left over from a previous party. It was not sold to anyone - it was given complimentary to guests. PC Demuth made Mr Halabr aware of breaching law + regulations, and also alerted him to health + safety of spirits and such drink.

Received by: [signature]

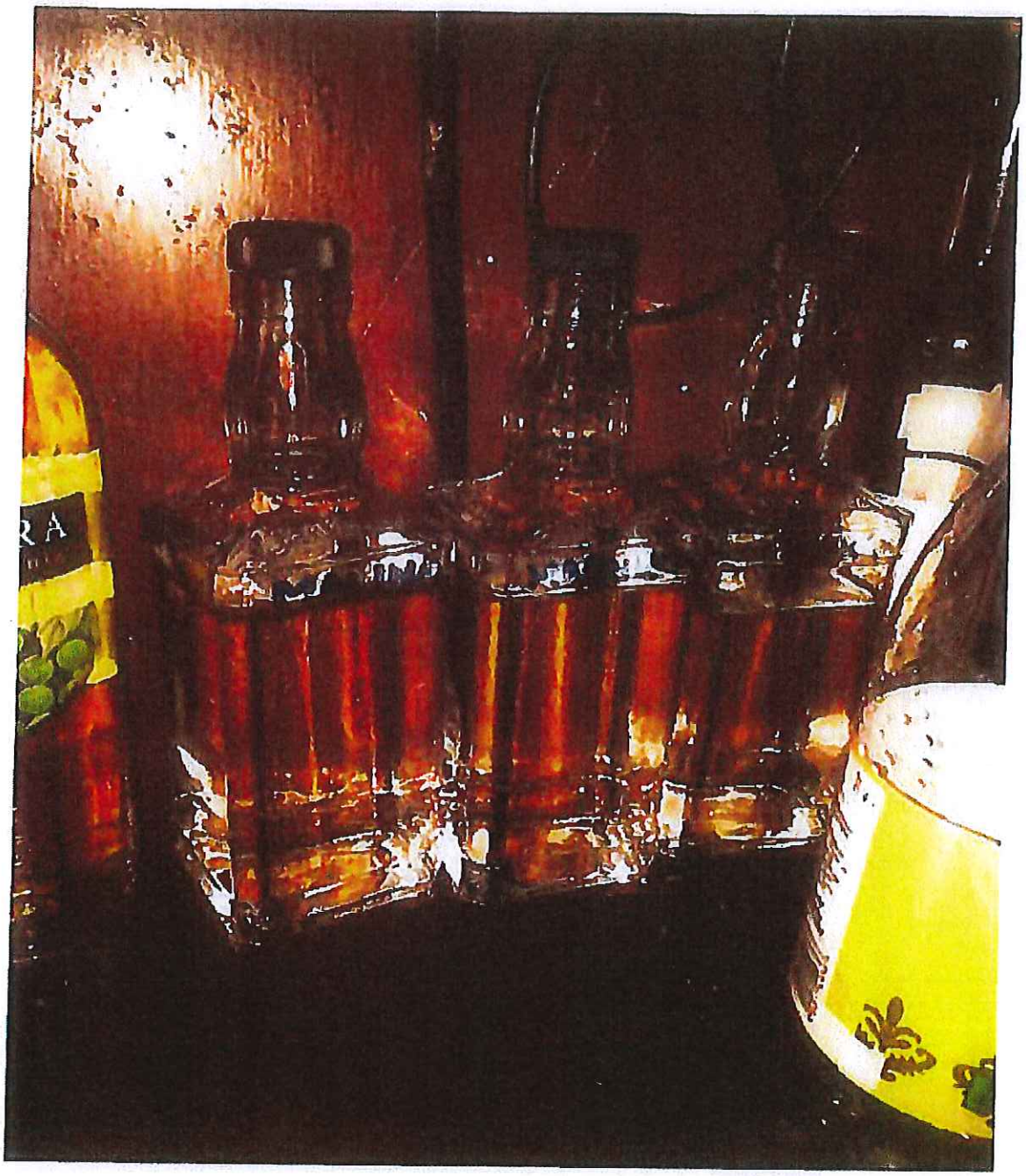
Authorised Officer: [signature] PC 2027

CUSTOMER SERVICE EXCELLENCE UK

The Government Standard

061187

35


RA

Indian
tonic

Pilsner Urquell

12% ZLATÝ BAŽANT Kč 30

SLIVKA
HRUŠKA
ŽELENÁ
RUM

35ml Kč 00

GULÁŠ Kč 4.00

Birmingham City Council

No. 3085

Jacqui Kennedy
Director of Regulatory Services

Trading Standards
Valepits Road
Garrets Green
Birmingham B33 0TD

FS 26188

M. ~~R. Astrostjav~~ RADOSLAV

HALABRIN
Gunmakers
92 Bath St
B4 6HG

Enquiries to: M. Williams

Telephone: 0121 303 9144

Date: 20/2/15

Legislation: Food Safety Act 1990
Licensing Act 2003

Following an inspection of the above public house a small number of non-duty alcohol (spirits above 30%) was found on the premises. You cannot sell or supply such items to customers in the bar.

Do not decant alcohol from one bottle to another it is an offence to do so.

You cannot supply alcoholic spirits to customers from bottles that have had products decanted from other sources.

(Ensure all non-duty alcohol or unlabelled bottles are removed from sale)

Your licence may be at risk if you do the above.

Received by: [signature]

Authorised Officer: M. [signature] TRADING STANDARDS

SEE IMPORTANT NOTICE OVERLEAF

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49516

39

WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No.

URN

Statement of Vicki DEMUTH

Age if under 18 O'18 *(if over 18 insert "over 18")* Occupation Police Constable

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: (witness) V Demuth **Date 06/06/2015**

I am PC 0027 Vicki DEMUTH, and am currently stationed at Birmingham Central Police Station as a Licensing Officer.

This statement is in relation to my contact with the Gunmakers Arms PH, 92 Bath Street, Birmingham following the report of a deceased male at the premises on 10th December 2014.

On 5th February 2015 I received an email from Sgt John GARBETT who is based on the Force Homicide team. He had been conducting enquiries into the death of a male on 10/12/14 at the Gunmakers Arms PH. As the death had occurred in a licensed premises, he made the licensing department aware to follow up any possible licensing concerns or breaches..

The email I had received gave mention to 'illegal home made' alcohol that was kept behind the bar and served to customers.

On 13th February 2015, I visited the Gunmakers Arms with PC 20325 GREENFIELD. On arrival I spoke to a female who stated the DPS, Radoslav HALABRIN was currently out, but would be back shortly. Whilst waiting for his arrival, I noticed there were approximately 5 clear bottles under the bar counter. They were old Jack Daniels bottles, recognisable by the distinctive square shape. Each bottle was full of a clear liquid, and the outside of the bottle had blue writing scribbled onto it, with various words, including 'MALINA' and 'SLIVKA'. Shortly after this, Mr HALABRIN arrived at the premises. He was very defensive and immediately contacted a solictior on the phone requesting that PC GREENFIELD speak with the solicitor. I explained that I was conducting a visit to follow up reports of 'home brew' alcohol being sold on the premises. I pointed at the bottles under the bar and asked what they were. Mr HALABRIN stated they were slovakian spirits left over from a party. He quickly added that he did not sell the alcohol, but party goers would have a glass of it when leaving as this was a slovakian tradition. I advised Mr HALABRIN that the sale of such alcohol would be against the law, and there would be significant health and safety implications. On this occasion I issued Mr HALABRIN a traders notice with this advice, and was assured by Mr HALABRIN that he would dispose of the alcohol. I also noticed at this point there was a price list on the wall for various

Signature V Demuth ..... Signature witnessed by .....

items, which I photographed. I later found by internet research that the items on the list referred to various flavoured spirits. Slivka being a clear coloured plum spirit.

On 20th February I re-visited the Gunmakers Arms in company of Trading Standards Officer Martin Williams. There were no unlabelled bottles in the main bar area. However, on entering the cellar, it was apparent that bottles similar to those found on my previous visit were located at the rear of the cellar. Again there were no labels and they were full of a clear liquid. Martin WILLIAMS conducted tests on the liquid to assess the alcohol by volume level, and found it was 50% abv. Trading Standards issued a further traders notice in relation to decanting alcohol, to which Mr HALABRIN stated he was unaware of this legislation.

On 27th March 2015 I attended the inquest at Coroners Court into the death of the male found at the Gunmakers Arms on 10th December 2014. During this, I was made aware of photographs that had been taken by Mr HALABRIN on the night of the death. The photographs showed the male lookind highly intoxicated. Images also showed shots of alcohol across the bar and a bottle of Jack Daniels Honey sat also on the bar top. Further images show the male unconscious in a chair inside the premises, then unconscious outside on the doorstep of the premises. The cause for concern being that the male was clearly highly intoxicated and unresponsive, but no medical assistance was called at this time. Further concern was highlighted when another image shows that Mr HALABRIN left the male unconscious and unresponsive in the pub, whilst locking the door and going for food, without seeking any form of medical assistance.

On 10th April 2015, I met with the Premises Licence Holder for the Gunmakers Arms, namely Mr Thomas O'BRIEN. I informed him of everything that had happened with regards to the death of the male in the premises and subsequent follow up visits. He stated that he had not been made aware of the death until a couple of months after the incident and that he was shocked that Mr HALABRIN hadn't told him of what had happened. He further added that he was unable to get into the premises as Mr HALABRIN had changed the locks.

From the above dealings I have had with the premises, the licence holder and the DPS, I feel that there is a significant lack of communication between all parties, and also a lack of responsibilty for promoting public safety. This leads to serious concern for the management of such premises at this time, and significant changes need to be made in order to successfully promote the licensing objectives.

Signature .....V. Demuth..... Signature witnessed by .....