Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if

You may wish to keep a copy of the completed form for your records.

W. MR BULENT OZGUL

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 496

Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

CHARCOALGRILL

16 RUMBRIDGE STREET TOTTON SOUTHAMPTON

SOUTHAMPTON

Post code

*5*0409*DP*

Telephone number at premises (if any)

Non-domestic rateable value of premises £ LESS THANE 33.000 \$ 4,700

Part 2 - Applicant details

Daytime contact telephone number	•	MRJ.	a. Garabette
E-mail address (optional)	<u> </u>		
Current postal address if different from premises address	34 Scanta CHANDLER HAMPSH 5053 2	S FORD.	
Post Town CHANDLE	RSFORD	Postcode	5053281

Part 3 - Variation

Please t	tick	yes
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Do you want the proposed variation to have effect as soon as possible?

-	
6-4	_

If not do you want the variation to take effect from

Day	Month	Year	
			_
	1 .		

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Current licence allows my shop Charcoal Grill to stay open until midnight Monday to Sunday.

The proposed variation is to allow my shop Charcoal Grill to remain open the same hours as existing hours with variation to extend the opining hours on Friday and Saturday by two and half hours so that this shop can remain open and trading until 2:30 on Friday and 2:30 on Saturday.

The times the licence authorises the carrying of licensable activities

L) Late Night Refreshment Late Night Refreshment may take place indoors

	Curren	<u>ıt</u>	Appl	ied For	<u>r</u>
Day	Start	Finish	Day St	art	Finish Late Night Refreshment may take place indoors
Monday	23:00	24:00	Monday	23:00	24:00
Tuesday	23:00	24:00	Tuesday	23:00	24:00
Wednesd	ay23:00	24:00	Wednesday	23:00	24:00
Thursday	23:00	24:00	Thursday	23:00	24:00
Friday	23:00	24:00	Friday	23:00	2:30 am
Saturday	23:00	24:00	Saturday	23:00	2:30am
Copy of I	Premises	Licence	Number 496	is hear	with enclosed

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

NIA	

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

<u>Pro</u>	vision of regulated entertainment	Please tick yes
a)	plays (if ticking yes, fill in box A)	
b)	films (if ticking yes, fill in box B)	
c)	indoor sporting events (if ticking yes, fill in box C)	
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	
e)	live music (if ticking yes, fill in box E)	
f)	recorded music (if ticking yes, fill in box F)	
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	
Prov	rision of entertainment facilities:	
i)	making music (if ticking yes, fill in box I)	
J)	dancing (if ticking yes, fill in box J)	
k)	entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)	
<u>Prov</u>	ision of late night refreshment (if ticking yes, fill in box L)	
<u>Sale</u>	by retail of alcohol (if ticking yes, fill in box M)	
in all	cases complete boxes N, O and P	J

Α

Plays Standard days and timings (please read guidance note 6)		read	Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	ī			Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read go	uidance note 3)
Tue					
Wed			State any seasonal variations for performing puidance note 4)	olavs (please r	ead
Thur					
Fri	-		Non standard timings. Where you intend to us for the performance of plays at different times the column on the left, please list (please read	to those liste	d in I
Sat	-		· · · · · · · · · · · · · · · · · · ·	guidance note	3)
Sun	/				

Films Standard days and timings (please read			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	nce note 6			Outdoors	
Day	Start	Finish		Both	
Mon		<i> </i>	Please give further details here (please read gu	idance note 3)	<u></u>
Tue					
Wed			State any seasonal variations for the exhibition read guidance note 4)	n of films (plea	ase
Thur					
Fri			Non standard timings. Where you intend to us for the exhibition of films at different times to to column on the left, please list (please read guident)	hose listed in	s the
Sat	-				
Sun	/				

Indoor sporting events Standard days and timings (please read guidance note 6)		ind read	Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue		-	State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			·
		/	
Thur		/	Non standard timings. Where you intend to use the premises
			for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			, , , , , , , , , , , , , , , , , , ,
Şat	7		
Sun			
	7		·

D

Boxing or wrestling entertainments Standard days and timings (please read			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	ce note 6)			Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3))
Tue					
Wed			State any seasonal variations for boxing or wr	estling	
			entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to us	e the premise	<u></u>
	7		for boxing or wrestling entertainment at different listed in the column on the left, please list (please list)	ent times to the ase read quida	nce
Sat			note 5)	g	
	7				
Sun					
	7				

Live r	nucio.		Men as		
Standard days and timings (please read guidance note 6)		read	Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	7) 		Outdoors	
Day	Start	Finish		Both	[7]
Mon		-	Please give further details here (please read gu	idance note 3)	<u> </u>
Tue		-/-			į
Wed			State any seasonal variations for the performation (please read guidance note 4)	nce of live mu	sic
Thur					
Fri			Non standard timings. Where you intend to use for the performance of live music at different tillisted in the column on the left, please list (please list)	mee to these	
Sat	-/-		note 5)	se read guidar	ice
Sun					

Stand timing	Recorded music Standard days and imings (please read guidance note 6)		Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
<u> </u>	Giait	FIRSH		Both	
Mon		-/	Please give further details here (please read gu	idance note 3)	<u> </u>
Tue					
Wed			State any seasonal variations for the playing o (please read guidance note 4)	f recorded mu	usic
Thur					
Fri			Non standard timings. Where you intend to us for the playing of recorded music at different tilisted in the column on the left, please list (pleasets)	mee to those	
Sat			note 5)	se read guidai	ice
Sun					

G

Doefo	rmances		144'44 41		
dance Standa	e ard days a	ind	Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)		
	s (please ince note 6		,	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed			State any seasonal variations for the performa (please read guidance note 4)	nce of dance	
Thur		/			
Fri	-/		Non standard timings. Where you intend to us for the performance of dance at different times the column on the left, please list (please read of	to those lister	d in
Sat			(piease lead (juidance note :	»)
Sun					

Anyth	ing of a s	imilae	Diagon street description of the street		
descri falling (g) Standa timings	iption to to the property of t	hat), (f) or and ead	Please give a description of the type of entertable providing	<u>ainment you y</u>	<u>vill</u>
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	
Mon		/	outdoors or both – please tick (please read guidance note 2)	Outdoors	占
<u> </u>	<u> </u>			Both	
Tue		-	Please give further details here (please read gu	idance note 3)	<u> </u>
Wed					
Thur			State any seasonal variations for entertainment description to that falling within (e), (f) or (g) (guidance note 4)	t of a similar please read	
Fri					
Sat			Non standard timings. Where you intend to us for the entertainment of a similar description to within (e), (f) or (g) at different times to those licolumn on the left, please list (please read guidants)	that falling	<u>s</u>
Sun					

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for m will be providing	iaking music	you
			Will the facilities for making music be indoors or outdoors or both – please tick	Indoors	
 		T	(please read guidance note 2)	Outdoors	<u> </u>
Day	Start	Finish		Both	
Tue			Please give further details here (please read gu		
Wed			State any seasonal variations for the provision making music (please read guidance note 4)	of facilities fo	<u>or</u>
Thur		/			
Fri			Non standard timings. Where you intend to us for provision of facilities for making music at d those listed in the column on the left, please liguidance note 5)	lifferent times	to
Sun					

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for da Stand timing	Provision of facilities for dancing Standard days and timings (please read guidance note 6)		Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors Outdoors Both	
Day	Start	Finish	Please give a description of the facilities for deproviding	ancing you wi	ll be
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed		/	State any seasonal variations for providing dar (please read guidance note 4)	ncing facilities	<u>.</u>
Thur		/			
Fri		·····	Non standard timings. Where you intend to us for the provision of facilities for dancing at difference listed in the column on the left, please list	erent times to	-
Sat			guidance note 5)	<u>re</u> (piease lead	
Sun					

Provision of facilities			Discounting of the state of the			
for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing			
Day	Start	Finish	Will the entertainment facility be indoors or	Indoors		
Mon			outdoors or both - please tick (please read guidance note 2)	Outdoors		
<u> </u>				Both		
Tue			Please give further details here (please read gu	idance note 3))	
Wed						
Thur			State any seasonal variations for the provision entertainment of a similar description to that fa (please read guidance note 4)	of facilities falling within i	or or i	
Fri						
Sat	1		Non standard timings. Where you intend to us for the provision of facilities for entertainment description to that falling within i or j at differentisted in the column on the left, please list (please to the please to the left).	<u>of a similar</u> nt times to the	nse	
Sun						

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	Standa	night refreshment lard days and gs (please read		Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	J.
		ice note 6)		, ,	Outdoors	
	Day	Start	Finish		Both	
	Mon	23:00	24:00	Please give further details here (please read gu	idance note 3)	
	Tue	23:00	24:00			
	Wed	23:00	24:00	State any seasonal variations for the provision refreshment (please read guidance note 4)	of late night	
X	Thur	23:00	24:00			
	Fri	23:00	2:30	Non standard timings. Where you intend to us for the provision of late night refreshment at d those listed in the column on the left, please li	ifferent times,	to
	Sat	23:11	2:30	guidance note 5)		
	Sun	23:00	24:00			
				·		

M

Stand timing	oply of alcohol ndard days and ngs (please read		Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	
	nce note 6	<u>, </u>		Off the premises	
Day	Start	Finish		Both	
Mon	Mon State any seasonal variations for the supply of all read guidance note 4)		f alcohol (plea	se	
Tue					
Wed					
		/			
Thur	,		Non-standard timings. Where you intend to us for the supply of alcohol at different times to the column on the left, please list (please the column on the left, please list (please the column on the left).	hase listed in t	<u>s</u> the
Fri			column on the left, please list (please read guid	ance note 5)	
Sat	/				
Sun					
	/				

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

open Stand timing	Hours premises are open to the public Standard days and timings (please read guidance note 6)		State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	16:00	24:00	
Tue	16:00	24:00	
Wed	16:00	24:00	Non-standard time.
Thur	16:00	24:00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	12:00	2:30	
Sat	12:00	2:30	
Sun	16:00	24:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

	Please tick yes
I have enclosed the premises licence	₩
 I have enclosed the relevant part of the premises licence 	
If you have not ticked one of these boxes please fill in reasons for not including t part of it, below	he licence, or
Reasons why I have failed to enclose the premises licence or relevant part of pre	emises licence
•	
	1

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:
a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

b) The prevention of crime and disorder

CCTV INSTALLED

GOOD PUBLIC RELATIONS AND GOOD WILL

WITH CURRENT CUSTOMERS

c) Public safety

PREMISES COMPLIES WITH ALL HEALTH
AND SAFETY REGULATIONS. FIRE CERTIFICATE
IN PLACE. ROUTINE INSPECTION BY THE
MANAGEMENT.

d) The prevention of public nuisance

STAFF ARE RESPONSIBLE FOR AVOIDING ALL FORMS OF PUBLIC NUISANCE.

e) The protection of children from harm

CHILDERN MUST BE ACLOMPANIED BY A
RESPONSIBLE ADULT. NO UN ACCOMPANIED CHILD
IS SERVED BY STAFF.

	Please ti	ر ck yes
•	I have made or enclosed payment of the fee	
•	I have sent copies of this application and the plan to responsible authorities and others where applicable	
•	I understand that I must now advertise my application	
•	I have enclosed the premises licence or relevant part of it or explanation	
•	I understand that if I do not comply with the above requirements my application will be rejected	

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 - Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature		
Date	17th June 2009	
Capacity	authorised agent.	

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

MR.J.G.GARABETTE.BSc.(Hon)PG.C.Bio.Chen.Eng.
34 SCANTABOUT AVE.

CHANDLERS FORD

Post town CHANDLERS FORD

Post code So53 2BJ.

Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

Data Protection Act 1998

The information you provide will be held in accordance with the Data Protection Act 1998, and statutory requirements including the Licensing Act 2003 and the Gambing Act 2005. It will not be used for any purpose that is not compatible with the purpose for which it was collected.



Licensing Act 2003

Premises Licence

Issued under Section 125 of the above Act

Dramicae '	licanca	Mumber

496

Part 1 - Premises Details

Postal address of premises, or if none,	ordnance survey map reference or description
Charcoal Grill	Map Ref (E):
16 Rumbridge Street	Map Ref (N):
Totton	UPRN:
Southampton	
Hampshire	
SO40 9DP	
Telephone Number:	

Wher	e the	licence	is	time	Пiг	mited	the	dates

This licence is NOT time limited

Licensable activities authorised by the licence

L) Late Night Refreshment

The times the licence authorises the carrying out of licensable activities

Day	Start	Finish	Late Night Refreshment may take place:	Indoors	Υ
Mon	23:00	24:00		Outdoors	
	1			Both	
Tue	23:00	24:00	Further details:		
Wed	23:00	24:00			
Thur	23:00	24:00	Seasonal variations:		
Fri _	23:00	24:00			
Sat	23:00	24:00	Non Standard timings:		
Sun	23:00	24:00			

The opening hours of the premises

O) Opening Hours		urs			
Day Start Finish		Finish	h Seasonal variations:		
Mon	16:00	24:00			
Tue	16:00	24:00			
Wed	16:00	24:00			
Thur	16:00	24:00			
			Non standard timings:		
Fri	12:00	24:00	On recognised public holidays opening hours		
			to be 16:00-24:00		
Sat	12:00	24:00			
Sun	16:00	24:00			

Where the licence authorises supplies of alcohol whether these are on and / or off supplies NONE

Name, (registered) address of holder of premises licence Bulent Ozgul

Charcoal Grill

16 Rumbridge Street

Totton

Southampton

Hampshire

SO40 9DP

Registered number of holder, for example company number, charity number (where applicable)

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

N/A

State whether access to the premises by children is restricted or prohibited Not Restricted

Annex 1 - Mandatory Conditions Annex 2 - Conditions consistent with the Operating Schedule P) Steps proposed by the applicant in order to promote the four licensing objectives: a) General – all four licensing objectives (b,c,d,e) b) The prevention of crime and disorder CCTV installed. Good public relations and goodwill with current customers. c) Public Safety Premises complies with all health and safety regulations. Fire certificate in place, routine inspection by management. d) The prevention of public nuisance Staff are responsible for avoiding all forms of public nuisance. e) The protection of children from harm Children must be accompanied by a responsible adult. No unaccompanied child is served by staff.

Annex 3 - Conditions attached after a hearing by the licensing authority

N/A

Annex 4 - Plans

This licence permits the licensable activities stated at the premises addressed above in accordance with the plan(s) attached (to follow).

ah Wilson

From:

mat.robinson@nfdc.gov.uk

Sent:

07 July 2009 12:30

To:

Licensing e-mail address

Subject:

Acolaid Case EPCST/09/03845

Attachments: DocEPMemo.pdf

Please find attached my comments for the Charcoal Grill.

Yours sincerely,

Mat Robinson

Senior Environmental Health Officer

Public Health and Community Safety

023 8028 5167

mat.robinson@nfdc.gov.uk | www.newforest.gov.uk

Memorandum

FROM:

Mat Robinson

SEHO

Environmental Protection

New Forest District Council

Ext: My Ref: 023 8028 5167 EPCST/09/03845

Your Ref: Date:

Licensing

07 July 2009

Copies:

TO:

Licensing Department

New Forest District Council

16 Rumbridge Street, Totton, Southampton, SO40 9DP

Further to the attached correspondence I have no objection to this application.

Mr.J.G.Garabette B.Sc. (Hon.) C.Chenm Eng. 34 Scantabout Avenue Chandlers Ford Hampshire SO53 2BJ.

7th July 2009

Dera MrRobinson

Ref: licence application for the Charcoal Grill, 16 Rumbridge Street in Totton.

I write to thank you for your comunication below and I can now confirm that Mr. Bulent Ozgule is Happy for these conditions to be attached to his licence.

Extended Licence Conditions

- Speakers will not be positioned outside at any time.
- · The air conditioning and cooking extraction system will be switched off when not required.
- The disposal of empty bottles, refuse into out door storage receptacles will not take place between the hours applied for.
- · Arrangements will be in place to ensure that deliveries of consumables will not take place between the hours applied for.
- · Arrangements will be in place to ensure that waste collection contractors will not collect between the hours applied for.
- · So as to minimise disturbance to local residents late at night, staff will be given appropriate instructions and training to encourage customers to leave the

premises quietly and not loiter in the vicinity of the premises.

 At each exit point a prominent and clear notice will be displayed to the effect that customers should be considerate to local residents by leaving the premises and the area quietly.

With suitable controls being in place we look forward to your confirmation that you will not object the licence on the grounds of public nuisance.

Mr Ozgule (the applicant) is happy for these conditions to be attached to you licence and is herewithis confirming this in writing to your good self, by an e-mail, as you said by e-mail would be sufficient. For purpose of our mutual records, Today is Tusday 7th July 2009.

Thanking you in anticipation blf you wish to discuss this matter please do not hesitate to contact me.

Thanking you in anticipation.

Mr.J.G.Garabette

for and on behalf of Mr Bulent Ozgule



Sarah Wilson

From: Pauline Butt

Sent: 16 July 2009 10:36

To: Licensing e-mail address

Subject: Variation Premises Licence (S34)

I write in connection with the Licensing Act 2003 - Variation Premises Licence (S34), Charcoal Grill 16 Rumbridge Street, Totton SO40 9DP Ref. LICPR/05/00624.

At the Policy and Resources Committee held yesterday evening the Council Resolved that they would wish to make representation in respect of the above with the licensing objectives of Prevention of crime and disorder and Prevention of public nuisance. They also felt that the permitted hours should not be later than – Sunday to Thursday 11.30pm and Friday and Saturday 12 midnight.

Please let me know if you require any further information.

Pauline Butt Committee Manager

Mr D Pike 17a Rumbridge Street, Totton, SO40 9DQ Paul Weston Licensing Office **New Forest District council** Appletree Court Lyndhurst. \$1. 4 · · · · 11th July 2009 Ref: Variation of License: LICPR/05/00624 Dear Mr Weston I have noticed that the Take-away at 16 Rumbridge Street, Totton has applied to extend their Hours of opening until after 2am in the morning. I live directly opposite the premises and being over 81 years of age I am seriously concerned that extended hours past midnight would be a major nuisance for the following reasons: 1. Since most customers are likely to come by car there would be a good deal of noise from opening & shutting of car doors. 2. The customers are likely to be "late night clubbers" who under the influence of alcohol would be both noisy and a public nuisance. 3. My only access to my property is by a sideway which already is frequently used as a public convenience, which with extended hours will only increase. 4. Having lived here for over 45 years I have the right to expect a good nights sleep without undue disturbance. As indeed are the many other people that live above the commercial premises in Rumbridge Street. 5. Late night customers are unlikely to have any respect for the people who live close by and may result in an increase in rowdiness, dropping of litter and even crime and disorder. 6. Since the local Police station in Totton is closed during the night I believe we are reliant upon a response from Hythe. I therefore think that I shall be more fearful of crime and uncontained unruliness. 7. This is just one take-away premises in Rumbridge Street, and to grant an extension will open the "flood gates" from other owners, wishing to do the same. I therefore urge you to not grant an extension, as I believe it will conflict with

your responsibility as a local licensing authority to grant application only if you are confident that no public nuisance or increase in crime & disorder will

Yours sincerely

D E Pike

occur.

* Objection *

MR. & MRS. R. Read 19a Rumbridge Steet Totton Southampton SO40 9DO

17,07,2009

Dear Sir or Madam,

We writing to voice our concerns with regards to an application by Mr Bulent Ozgul to extend his opening hours at Charcoal Grill, 16 Rumbridge Steet SO40 9DP.

We feel that this will cause problems with noise and potential customers at that time of night congregating in the street and in the surrounding cut way.

We often smell urine in the surrounding cut ways near our property and feel this will get worse with people stopping late at night for a bite to eat, often after they have left a pub or night club.

We have been disturbed on many occasions by the load shouting and fighting coming from the premises and feel this problem will get worse if the opening hours are extended.

We feel that extending the opening hours to 02.30 on a Friday and Saturday night are totally unacceptable and unsuited to the neighbourhood, we think that extending the hours to midnight on a Friday and Saturday more expectable.

Sunday to Thursday 23.00 closing time should remain as it is at present.

Yours Sincerely MR. & MRS. R. READ.