Hi

We have some issues with a couple of batches of glasses.

1. Our agent Harper Anbary decided to buy 2000 pairs of glasses from a supplier, Cheapo Plastics, which are manufactured to our Shadysprint specification. Harper has been told not to purchase goods from Cheapo Plastics, as the quality is usually quite poor. However, this particular batch is of a particularly good quality and Harper managed to get them for a really good price. The problem is, once Cheapo Plastics had heard what we have been saying about their goods, they refused to send the glasses Harper purchased on our behalf. Cheapo Plastic’s Managing Director, Rodney Arkwright, said that we could not compel them send us the glasses, as Harper was not supposed to buy from them on our behalf. Is this true?
2. The other issue relates to a batch of 100 pairs our Hardhitter 6X sunglasses which we sold to the London Razors American Football Team. The Head Coach of the Razors, Kristo Barksmith, called the last week and told me that we (as a Company) are going to be sued, as the glasses we supplied keep falling off players’ heads and smashing on the ground. Barksmith is accusing us of sending a different product when compared to the ones he inspected on visiting our office, and that the glasses he has received do not live up to the following statement on the box, which I just thought was advertising material to be honest:

‘The glasses are best quality, durable and are suitable for athletes at all levels, including those training for contact sports’.

Anyway, our next Board meeting is on 4 May 2022 at 14:00. I know you are unable to make it, but I would be grateful if you could provide a recorded presentation containing your view of the legal position. It would be great if you could make reference to legal authority, as I’ll be inviting a barrister to the meeting, who may take the case forward.

Thanks for your help.