

Robert Anderson QC

“An excellent, concise advocate who commands the respect of the court.”

– LEGAL 500, 2015

Year of call: **1986**
Appointed to silk: **2006**
Degree: **BA Hons Law (Cantab)**



Robert is an experienced and highly regarded silk in commercial, sports and media matters. He regularly appears in the High Court (Commercial Court and Chancery Division) and appellate courts in England, as well as foreign courts and international arbitrations. He has a reputation as a very strong trial lawyer, with the Directories frequently praising his abilities as a cross-examiner.

Robert’s particular area of expertise lies in international fraud and asset recovery work. He has appeared in most of the high profile commercial fraud cases over the last 30 years. He has extensive experience of search orders, freezing orders and other pre-emptive relief, as well as leading a team taking such cases to trial.

Robert is also highly experienced in general commercial work, including particular expertise in the financial services sector. His practice has a distinctly international flavour; frequently involving issues of private international law. In addition to his commercial caseload, Robert also undertakes sports and media work. His sports law practice embraces Premiership and Football League clubs, cricket, rugby union, tennis, horse racing, world rallying and formula one. In media, Robert has acted for many well-known artists, recording and publishing companies. He also increasingly undertakes television, film, theatre and other media work.

Robert is ranked in Chambers UK 2019 and Legal 500 2018 in several practice areas and he is also ranked in Chambers Global 2017 in Commercial Dispute Resolution.

Robert is a member of Middle Temple and Gray’s Inn.

EXPERIENCE

Commercial

Robert Anderson QC has been involved in many of the most high profile commercial fraud cases of recent years. He regularly obtains pre-emptive relief for putative claimants in both the Queen’s Bench (Commercial Court) and Chancery Divisions.

“Quick to grasp the detail, and has a great tactical mind combined with a smooth and effortless courtroom style.”

– CHAMBERS AND PARTNERS, 2019

Robert is also very experienced and highly regarded in general commercial work. His practice has a distinctly international flavour; frequently involving arbitration and issues of private international law. He has developed a particular expertise in international hedge funds and derivatives markets.

Cases

Dana Gas PSJC v Dana Gas Sukuk Limited & ors

Successfully obtained an urgent interim anti-suit interim injunction from the Commercial Court (Leggatt J) on behalf of BlackRock to protect the English Court's jurisdiction over this substantial Financial List dispute concerning the validity and effect of a US\$850 million Islamic finance transaction. The order was initially made at a without notice hearing upon the application of BlackRock in circumstances where an injunction had been obtained from the Sharjah Court the previous day threatening to derail the trial. Subsequently successfully obtained final judgment (including for anti-suit relief): see [2018] EWHC 277 (Comm) and [2018] EWHC 278 (Comm). The case has attracted considerable press interest.

Ingenious Group Litigation

Acting for 111 of 470+ Claimants in collective litigation concerning film investment schemes promoted by the Ingenious Group, following the decision of HMRC to deny c.£620m tax relief, upheld by the First-Tier Tribunal: see [2016] UKFTT 521 (TC), [2017] UKFTT 429 (TC). Claim is currently at pleading stage with a second CMC due to be heard in November 2019.

Angel Group Limited (in liquidation) & ors v McBrides Accountants LLP & ors

Acting for the Claimant companies in claims against their former auditors and advisers for dishonest assistance in breach of trust, unlawful means conspiracy and professional negligence in connection with the declaration of a fraudulent £11m dividend and the misappropriation of various properties in California, Cyprus and Israel by the companies' former director and ultimate beneficial owner: see Angel Group Limited v Davey [2018] EWHC 1781 (Ch).

Plantation Holdings (FZ) LLC v Dubai Islamic Bank PJSC

[2017] EWHC 520 (Comm)

Acting successfully at trial for the Dubai Islamic Bank in a claim against it for US\$2 billion arising out of a restructuring agreement concluded in the wake of a multi-million commercial credit fraud. Following a 9 week trial in the Commercial Court (before Picken J) the Claimant recovered only nominal damages of £1. The Bank was awarded indemnity costs of the action.

CMOC v Bank of China

Acting for Bank of China in claim for breach of mandate arising from allegedly fraudulent misappropriation of over £6.5 million from CMOC's accounts with the bank.

Connaught Income Fund, Series 1 (In liquidation) v Capita Financial Managers LKtd & anr

(2013 -2016) [2014] EWHC 3619 (Comm)

Acted for the Joint Liquidators of an unregulated Collective Investment Scheme in claims against its former operators under FSMA 2000 for in excess of £100 million. Successfully obtained summary judgment entitling the liquidators to bring the claims on the basis of assignments from investors. Settled on confidential terms in early 2016.

ESO Capital Luxembourg Holdings II SARL v GSA Invest Management SA & ors

[2017] EWHC 1351 (Ch)

Successfully obtaining judgment at trial before Snowden J for a hedge fund in a claim concerning the dilution of its shareholding in a company which owns an hotel in the Swiss Alps.

W Nagel & Co v Pluczenik Diamond Company NV

Acting for Defendant at trial before Popplewell J in the largest ever claim by an alleged commercial agent against its former principal in relation to the purchase of diamonds at De Beers Sights. Successfully argued that the Commercial Agents (Council Directive) Regulations 1993 did not apply because the purchases facilitated by the broker involved the wholesale rough diamond market and were characteristic of commodity trading. The transactions therefore fell within the exclusion under reg.2(2)(b) of the Regulations.

Fern Advisers Ltd v Withers LLP

Acting for Defendant solicitors in professional negligence and breach of trust claims arising from the commission of a multi-million pound fraud by Claimant's former CEO. Settled shortly after first CMC

Norgine BV v Salix Pharmaceuticals Inc

Acting for licensee of pharmaceutical product in multi-million dollar dispute with licenser concerning the rights to exploit a derivative product. Settled at trial in July 2016.

Chiang & anr v Mishcon de Reya; Gore & anr v Mishcon de Reya

[2015] EWHC 164 (Ch)

Successfully represented leading firm of solicitors at trial in the Chancery Division in January 2015 over allegations of fraud, conspiracy and monies impressed with a Quistclose trust relating to the receipt by the firm of a sum in excess of US\$4 million.

Jeffrey Archer v Karl Sydow & ors; Liberty Investing Ltd v Karl Sydow & ors

(2014 - 2016) [2015] EWHC 608 (Comm)

Acting for well-known theatre producer in claims by Lord Archer and his companies in the Commercial Court arising out of a dispute relating to the stage production of Dirty Dancing. Successfully opposed application to amend to plead a new claim based on implied terms (before Leggatt J). Case settled prior to trial in March 2016.

Accident Exchange Limited v PCJ Solicitors

Acting for company that hires out vehicles to drivers whose cars are unusable following road accidents in claims against its former solicitors in the Chancery Division. Successfully obtained injunctive relief against the Defendants (before Arnold J) and defended an application for summary judgment brought by the Defendants (before Asplin J).

Weaving Macro Fixed Income Fund Limited v Peterson & anr

Originally acting for Joint Liquidators of a very substantial hedge fund based in the Cayman Islands which collapsed in 2009 in a claim against its former directors: see also *Weaving Capital v Peterson & ors* [2012] EWHC 1480 (Ch); [2013] EWCA Civ 71 below. Thereafter retained to argue an appeal to the Privy Council against the decision of the Court of Appeal of the Cayman Islands finding that the directors were not guilty of wilful default in respect of their breaches of duty to the fund. Case settled shortly prior to the Privy Council hearing.

Confidential

Advising major international tobacco manufacturer in respect of a distribution agreement.

Honda of the UK Manufacturing Limited v Amtek Investments (UK) Limited

(2014 - 2016) [2015] EWHC 672 (Comm)

Acting for defendant automotive supplier in claim brought by Honda in the Commercial Court under certain alleged contracts of guarantee. Successfully resisted application for summary judgment (before Phillips J). Case settled shortly thereafter.

Dubai Islamic Bank PJSC v PSI Energy Holding Co & ors

(2013 - 2014) [2013] EWCA Civ 1229; [2013] EWHC 3186 (Comm); [2013] EWHC 3781 (Comm)

Acting for DIB in a claim arising from a major commercial credit fraud. Three week trial in Commercial Court in October 2013 (before Flaux J) resulting in judgment for the Bank for \$440 million. The claim also raised interesting issues in relation to banking, conflict of laws and foreign security. Successfully opposed permission to appeal. The case has led to two further actions in the Commercial Court: *Plantation Holdings v DIB* (see above) and *DIB v Oiax*, which are ongoing.

Interretire v HSBC Securities (IoM)

Acting for HSBC in a claim for in excess of US\$80 million in the Isle of Man High Court relating to the operation of an off-shore pension fund. Action settled shortly before trial.

Dresser-Rand v Global Supplies

Acting for American claimant in an international arbitration concerning a major energy project in India. Successful award following final hearing.

Neovia Logistics v Affinia Group

Acting for respondent American venture capital company in an international arbitration dispute relating to a major logistics centre in England. Case settled following mediation.

Sukhoruchkin & ors v Van Bekstein & ors

[2013] EWHC 1993 (Ch)

Acted for the Joint Liquidators of a Cayman Island Hedge Fund in multi-million dollar claims against former advisers. Action settled on confidential terms shortly before one week interim hearing in July 2014.

N S Holdings v Vier Holdings

Acting for Guernsey defendant in a large shareholder dispute in the Chancery Division arising from the redevelopment of West India Dock. Settled shortly before the hearing of an application for summary judgment.

Desarrollo Inmobiliario v Kader Holdings Co

[2014] EWHC 1640

Acting for a Hong Kong company in a dispute concerning the recognition and enforcement of an Arizona judgment in England, Bermuda and Hong Kong.

Re: The Consulting Association

Advising a number of major construction companies in relation to claims arising out of the alleged "blacklisting" of potential workers.

Khalilif Amilienstiftung v Farbod

Acted for Claimant family trust (owner of world's largest and most important collection of Islamic Art) in a \$50 million claim against former adviser. Claim raised interesting and unusual allegations of duress. The trial was listed to be heard in October 2013, but successfully obtained summary judgment against the Defendants in January 2013, together with a worldwide freezing order. The Defendants were ultimately committed to prison for contempt of court.

Magdeev v Tsvetkov

[2019] EWHC 1557 (Comm)

Acting for First Additional Party (Mr Gaynulin) and successfully struck out claim in conspiracy brought against him by the Defendants (Mr Tsvetkov). The Claimant (Mr. Magdeev) claimed sums in debt against the Defendant. The Defendant, in response, counterclaimed against the Claimant and the First Additional Party in conspiracy. The Defendant alleged that the Claimant and First Additional Party had conspired together to cause damage to the Defendant's business, which in turn caused any liability which the Defendant might have to the Claimant. All those allegations were denied. The business in question was principally a franchise of Graff Diamonds in Cyprus, ultimately operated by Russian investors. The claim had attracted wide press interest.

In an important judgment the Court struck out the claim against the First Additional Party, finding that the claim had no realistic prospect of success, on two separate Grounds. First, if the conspiracy was made out, the claim made by the Claimant against the Defendant would fail for set off or circuity of action. Since the only loss claimed was the amount of any liability which the Defendant might have to the Claimant, there were as such no circumstances in which the Defendant could have suffered any loss which he could recover from the First Additional Party. Second, the losses sought by the Defendant (as well as additional heads of loss sought by way of amendment) were barred by the rule against reflective loss. Picken J exercised his discretion to strike out the claim on that basis, notwithstanding that the Supreme Court may alter the law on reflective loss in its forthcoming judgment in the case of *Marex v Sevilleja*.

Civil Fraud, Asset Recovery & Injunctive Relief

Robert Anderson QC has been involved in many of the most high profile commercial fraud cases of recent years. He regularly obtains pre-emptive relief for putative claimants in both the Queen's Bench (Commercial Court) and Chancery Divisions.

“A superb team leader who deals with all members of the team with courtesy, respect and patience. He is a lion in the courtroom, a stylish and intelligent advocate. His greatest skill is his ability to cross-examine which, in fraud trials, is so very impor”

– CHAMBERS AND PARTNERS, 2019

Cases

Vneshprombank LLC v Bedzhamov

Acting for the Defendant in fraud claim for £1.34 billion arising from the collapse of a Russian bank. Numerous interim hearings, in the course of which Robert obtained variations to worldwide freezing relief to allow for the sale of assets and increase in living expenses allowance.

Magdeev v Tsvetkov

[2019] EWHC 1557 (Comm)

Acting for First Additional Party (Mr Gaynulin) and successfully struck out claim in conspiracy brought against him by the Defendants (Mr Tsvetkov). The Claimant (Mr. Magdeev) claimed sums in debt against the Defendant. The Defendant, in response, counterclaimed against the Claimant and the First Additional Party in conspiracy. The Defendant alleged that the Claimant and First Additional Party had conspired together to cause damage to the Defendant's business, which in turn caused any liability which the Defendant might have to the Claimant. All those allegations were denied. The business in question was principally a franchise of Graff Diamonds in Cyprus, ultimately operated by Russian investors. The claim had attracted wide press interest.

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(1) ABDULLAH NASSER BIN OBAID (2) OH-NA REAL ESTATE CO LTD (3) TAQA INVESTMENT CO v (1) KHALID ABDULLAH AL-HEZAIMI (2) OFY LTD (3) LATIFAH ASSETS LTD

Acting for Defendants in 35 million Euro fraud claim relating to investment property in the UK. 3-4 week trial listed in Chancery Division for June 2019. Case settled during Robert's cross-examination of the Claimant's principal witness.

Wildbrain Family International Limited v Robson & anr

Acting for Claimant in claim in Chancery Division against former employees for misuse of confidential information and diversion of valuable commercial opportunities to a rival new venture in the children's media industry. Successfully obtained and resisted application to discharge extensive interim relief: [2018] EWHC 3163 (Ch). CMC listed for October 2019.

Ingenious Group Litigation

Acting for 111 of 470+ Claimants in collective litigation concerning film investment schemes promoted by the Ingenious Group, following the decision of HMRC to deny c.£620m tax relief, upheld by the First-Tier Tribunal: see [2016] UKFTT 521 (TC), [2017] UKFTT 429 (TC). Claim is currently at pleading stage with a second CMC due to be heard in November 2019.

Angel Group Ltd (in liquidation) & ors v Davey

Acting for Liquidators of Claimant companies in £11+ million claims in fraud against former CEO. Successfully obtained extensive interim relief. Successful at trial in April 2018 before Fancourt J, who found that the Defendant acted in breach of trust and fiduciary duty by purporting to transfer to herself the beneficial interest in properties which she had held on trust for the Claimant companies: see [2018] EWHC 1781 (Ch). Awarded costs of the action on the indemnity basis.

Accident Exchange Ltd & anr v McLean & ors

Acting for Claimants in claim for £127 million arising from the deployment of thousands of expert reports and witness statements allegedly containing false information in legal proceedings against Accident Exchange and other credit hire providers. The case involves claims in conspiracy and deceit against the providers of the evidence as well as the solicitors who deployed it. Settled shortly before 15-week first stage trial listed in 2018.

Duchess of York v Mazher Mahmood & News Group Newspapers

Acting for Mazher Mahmood ("the Fake Sheikh") and News Group in claims brought by Sarah Ferguson, the Duchess of York, arising from "sting" in which Duchess allegedly offered access to Prince Andrew in return for cash. Raises interesting and novel questions in respect of deceit and conspiracy in field of privacy, confidentiality and data protection. Listed for trial in March 2019.

Plantation Holdings (FZ) LLC v Dubai Islamic Bank PJSC

[2017] EWHC 520 (Comm)

Acting successfully at trial for the Dubai Islamic Bank in a claim against it for US\$2 billion arising out of a restructuring agreement concluded in the wake of a multi-million commercial credit fraud. Following a 9 week trial in the Commercial Court (before Picken J) the Claimant recovered only nominal damages of £1. The Bank was awarded indemnity costs of the action.

Harris v Underbelly Ltd & ors

Acting for the Defendants in a deceit claim arising from the Claimant's investment in a production of the musical "Five Guys Named Moe".

Angel Group Limited (in liquidation) & ors v McBrides Accountants LLP & ors

Acting for the Claimant companies in claims against their former auditors and advisers for dishonest assistance in breach of trust, unlawful means conspiracy and professional negligence in connection with the declaration of a fraudulent £11m dividend and the misappropriation of various properties in California, Cyprus and Israel by the companies' former director and ultimate beneficial owner: see Angel Group Limited v Davey [2018] EWHC 1781 (Ch).

Weaving Macro Fixed Income Fund Limited v Peterson & anr

Originally acting for Joint Liquidators of a very substantial hedge fund based in the Cayman Islands which collapsed in 2009 in a claim against its former directors: see also Weaving Capital v Peterson & ors [2012] EWHC 1480 (Ch); [2013] EWCA Civ 71 below. Thereafter retained to argue an appeal to the Privy Council against the decision of the Court of Appeal of the Cayman Islands finding that the directors were not guilty of wilful default in respect of their breaches of duty to the fund. Case settled shortly prior to the Privy Council hearing.

Confidential

Acting for putative claimants in multi-million dollar multi-jurisdictional family dispute

Sheikh Abdulrahman Khalid Bin Mahfouz & ors v Muhamed El-Rashid & ors

Acting for claimants in €35 million fraud claim in Commercial Court arising out of a purported oil trading joint venture. Successfully obtained and retained freezing, and search orders. Successfully obtained other novel interim relief; including delivery-up of a fleet of luxury supercars. Obtained summary judgment in absence of Defendant (and successfully resisted attempts to set aside judgment).

Libyan Investment Authority v Societe Generale SA & ors

Acted for Fifth Defendant in claims brought by the LIA to set aside \$1.5 billion of structured investments with SocGen on the basis that they formed part of a corrupt scheme involving the alleged bribery of Libyan officials.

Chiang & anr v Mishcon de Reya; Gore & anr v Mishcon de Reya

[2015] EWHC 164 (Ch)

Successfully represented leading firm of solicitors at trial in the Chancery Division in January 2015 over allegations of fraud, conspiracy and monies impressed with a Quistclose trust relating to the receipt by the firm of a sum in excess of US\$4 million.

Dubai Islamic Bank PJSC v PSI Energy Holding Co & ors

(2013 - 2014) [2013] EWCA Civ 1229; [2013] EWHC 3186 (Comm); [2013] EWHC 3781 (Comm)

Acting for DIB in a claim arising from a major commercial credit fraud. Three week trial in Commercial Court in October 2013 (before Flaux J) resulting in judgment for the Bank for \$440 million. The claim also raised interesting issues in relation to banking, conflict of laws and foreign security. Successfully opposed permission to appeal. The case has led to two further actions in the Commercial Court: Plantation Holdings v DIB (see above) and DIB v Oiax, which are ongoing.

Commercial Bank of Dubai v Al Sari & ors

Successfully obtained and retained multi-million dollar freezing order for the bank under Section 25 of CJA 1982 in support of proceedings in Sharjah.

Standard Chartered Bank plc v EFAD

Acted for bank in multi-million dollar claim in the Commercial Court arising out of a murabaha finance facility, including allegations that the defendants fraudulently induced the grant of the facility and disposed of the security in Kuwait. Successfully opposed application to set aside service out of the jurisdiction (before Males J). Case settled shortly before hearing in Court of Appeal.

Weaving Capital v Peterson & ors

[2012] EWHC 1480 (Ch); [2013] EWCA Civ 71

Acting for the Joint Administrators of UK based Fund Manager which acted as investment adviser to a very substantial hedge fund based in the Cayman Islands which collapsed in 2009. Claim involved serious allegations of fraud against the former MD of the Fund Manager arising out of huge losses sustained in derivatives trading. In April 2009, successfully obtained (and retained) worldwide freezing order in the sum of US \$475,000,000 (one of the largest freezing orders ever granted by the UK Courts) and ancillary relief. Successfully obtained judgment for US \$450,000,000 in May 2012 following an eight week trial before Proudman J in October-December 2011. Successfully resisted appeals by two defendants to the Court of Appeal in February 2013. Thereafter retained by Liquidators of the hedge fund in respect of appeal to the Privy Council arising from proceedings against Cayman directors: see above.

Gorbunova v Berezovsky & ors

[2013] EWHC 76 (Ch)

Acting for the former partner of the deceased Russian oligarch in multi-million dollar claim. Successfully resisted application to discharge proprietary injunction.

Khalilif Amalienstiftung v Farbod

Acted for Claimant family trust (owner of world's largest and most important collection of Islamic Art) in a \$50 million claim against former adviser. Claim raised interesting and unusual allegations of duress. The trial was listed to be heard in October 2013, but successfully obtained summary judgment against the Defendants in January 2013, together with a worldwide freezing order. The Defendants were ultimately committed to prison for contempt of court.

Arcadia Petroleum Limited & ors v Bosworth & ors

Acting for Claimants in claim for US \$335 million in conspiracy, breach of fiduciary duty and dishonest assistance against its former CEO and others arising out of an alleged crude oil trading fraud.

Arbitration

Robert has significant experience of high-value domestic and international arbitration. He has appeared before a variety of tribunals in various jurisdictions. He has experience of both ad hoc arbitration and institutional arbitration under ICC, UNCITRAL and LCIA Rules.

“He has a super brain and is very strategic.”

– CHAMBERS AND PARTNERS, 2018

Cases

LCIA Arbitration

Acting for claimants in Kazakhstan oil and gas arbitration.

ICC Arbitration

Acting for three of multiple Respondents in a large ICC arbitration relating to complex financial arrangements in the Middle East.

LCIA Arbitration

One of a team of QCs acting for well-known financier and his corporate entities in conjoined LCIA international arbitrations and related foreign proceedings.

Neovia Logistics v Affinia Group

Acting for respondent American venture capital company in an international arbitration dispute relating to a major logistics centre in England. Case settled following mediation.

Confidential Arbitration

Acting for major bank in relation to multi-jurisdictional proceedings and international arbitrations arising out of the allegedly fraudulent misapplication of millions of dollars of loan monies to CIS institutions.

LCIA Arbitration

Acting for major international fashion house in relation to a dispute involving branding of an important new development in Dubai. Case raises interesting issues of jurisdiction and conditions precedent to arbitration. Preliminary jurisdiction challenge extant.

Dresser-Rand v Global Supplies

Acting for American claimant in an international arbitration concerning a major energy project in India. Successful award following final hearing.

Banking

Robert is highly rated for his expertise in banking and financial services litigation. He has developed a particular expertise in international hedge funds and derivatives markets.

“Has a great tactical mind combined with a smooth and effortless courtroom style.”

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Cases

CMOC v Bank of China

Acting for Bank of China in claim for breach of mandate arising from allegedly fraudulent misappropriation of over £6.5 million from CMOC's accounts with the bank.

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Financial Services

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“Has a great tactical mind combined with a smooth and effortless courtroom style.”

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Acted for the Joint Liquidators of an unregulated Collective Investment Scheme in claims against its former operators under FSMA 2000 for in excess of £100 million. Successfully obtained summary judgment entitling the liquidators to bring the claims on the basis of assignments from investors. Settled on confidential terms in early 2016.

Interretire v HSBC Securities (IoM)

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Weaving Capital v Peterson & ors

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Weaving Macro Fixed Income Fund Limited v Peterson & anr

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Insurance & Reinsurance

Robert has substantial experience of insurance and reinsurance litigation.

“A superb advocate and cross-examiner.”

— CHAMBERS AND PARTNERS, 2018

He was heavily involved in the Lloyd's litigation. In particular, he acted for the members' agents in *Bates v Barrow* [1995] 1 Lloyd's Rep 680, the actuaries in *Abernathy v Secretan*, and Merrett's E&O underwriters in *Aiken v Cox*. In addition, he advised the PSL and E&O markets in respect of Reconstruction and Renewal. He continues to be involved in heavy insurance and reinsurance litigation and arbitrations.

Cases

ANZEF Ltd v Export Credits & Guarantee Department

Successfully acting for the Government's Export Credits Guarantee Department in relation to a political insurance claim by several international banks arising from the alleged expropriation of a major power station project in India.

Charman v GIO Re, NewCap Re & HIH

Successfully acting for Claimant Lloyd's syndicates in respect of coverage dispute concerning the validity and duration of the XL reinsurance of the Syndicates' whole account (and its retrocession) and, in particular, with the portion of that reinsurance that was placed in the Australian market.

Randall Quiter Investment Holdings Ltd v Tryg

Acting for Lloyd's brokers in dispute with reinsurance and retrocessionaire clients involving Equitas. Settled.

Equitas v Horace Holman

Acting for the Defendant brokers in claim brought by Equitas on behalf of certain Lloyd's syndicates for an account of monies allegedly due from reinsurance recoveries. Culminated in partially successful trial before Andrew Smith J in the Commercial Court.

Ryan v Spinney

Acting for Claimant Lloyd's syndicates in coverage dispute under a Space Reinsurance Facility concerning whether Claimant Syndicates had ceded their interest arising under a contract of satellite launch and post separation insurance to the facility. Settled.

Swiss Re v Abu Dhabi National Insurance Co

Acting for Defendant Insurance Company in coverage dispute concerning the facultative reinsurance of a luxury super yacht. Settled.

Agnew v Sirius & FAI

Acting for Claimant Lloyd's syndicates in XL reinsurance coverage dispute. Settled.

Bonner v Cox

[2005] Lloyd's Rep IR 569; [2004] All ER (D) 360 (the "Aon 77" litigation)

Acting for Claimant Lloyd's syndicates in US\$100 million reinsurance coverage dispute which culminated in a highly successful six month trial in the Commercial Court. The Court of Appeal dismissed the Defendants' appeal following a three day hearing.

Lexington Insurance v Zurich Re

Acting for professional indemnity insurers in coverage dispute arbitration with its reinsurers. Settled during final hearing.

Sphere Drake (Bermuda) Ltd v Centre Re

Acting for Sphere Drake in coverage dispute in respect of 3-year aggregate stop loss reinsurance contract placed with Centre Re. Settled.

Sport

Robert's sports law practice has included acting for and against Premiership and Football League clubs, players and players' agents. He has also undertaken cases concerned with cricket, rugby union, tennis, world rallying, horse racing and formula one racing. He has appeared in F.A. arbitrations, and before the Premier League and Football League Appeals Committees.

Robert is a member of the Committee for the Bar Sports Law Group.

"Bright, thoughtful and unfailingly courteous. He is well prepared and succinct when on his feet"

– CHAMBERS AND PARTNERS, 2017

Cases

Confidential

Advising a major Premier League club as to the legal consequences of cancelling a foreign pre-season tour.

Confidential

Advising a major Premier League club in respect of ticket pricing issues.

Times Newspapers v Lance Armstrong

Acting for the Sunday Times in action to recover settlement monies paid to the disgraced former cyclist arising from the compromise of earlier libel proceedings.

Confidential

Advising owners of major football club in relation to a potential sale.

Brady v Birmingham City FC

Acted for Karen Brady in her dispute with Birmingham City Football Club.

Portsmouth City FC v HMRC

Acted for Portsmouth City Football Club in its dispute with HMRC over unpaid VAT.

Reebok v Liverpool FC

Acted for Liverpool Football Club in a multi-million pound dispute with its kit manufacturer, Reebok.

BCCI

Advising licensee of the global television rights to coverage of Indian Test Cricket in respect of a dispute with its sub-licensee for the United States.

Chelsea FC v Mutu

Represented Adrian Mutu in his dispute with Chelsea Football Club.

Re Obi Mikel

Acted for the Player's Agents in dispute between Chelsea and Manchester United over young Nigerian midfielder, John Obi Mikel.

Racing UK v ATR/SIS

Acted for SIS/At the Races in dispute about the intellectual property rights to on-course horse racing data.

Mooney v FA

Acted for photography company in its dispute with the FA following the termination of its retainer to take match pictures and "behind the scenes" photographs of the England team.

Media & Entertainment

Robert acts for artists, recording and publishing companies. He has been involved in cases concerning amongst others Jimi Hendrix, Michael Jackson, Tom Jones, Seal, the Sex Pistols, Motown Records and Live Aid. He also increasingly undertakes television, film, theatre and other media work.

"He's experienced in the field and is a very effective performer in court."

— CHAMBERS AND PARTNERS, 2019

Robert is shortlisted for 'Silk of the Year' in the IP, IT and Media category by the Legal 500 at its 2016 Awards.

Cases

Duchess of York v Mazher Mahmood & News Group Newspapers

Acting for Mazher Mahmood ("the Fake Sheikh") and News Group in claims brought by Sarah Ferguson, the Duchess of York, arising from "sting" in which Duchess allegedly offered access to Prince Andrew in return for cash. Raises interesting and novel questions in respect of deceit and conspiracy in field of privacy, confidentiality and data protection. Listed for trial in March 2019.

TIME SpA Unipersonale v Tibor

Acting for Claimant record company seeking to enforce contractual options for the release of further sound recordings by the Defendant (p.k.a Dennis Lloyd) following the global success of the track "Nevermind". Expedited trial due to be heard in December 2018.

Carmen Briscoe v Hodder & Stoughton & Constance Briscoe

Acting for the publishers of "Ugly" by Constance Briscoe. The publishers and Ms Briscoe were successful in defending a libel action brought by her mother in 2008. Retained to advise publishers following the recent conviction of Ms Briscoe for perverting the course of justice in relation to the Huhne/Pryce "speeding points" scandal.

Paul McKenna v Clare Staples

Acted for the business manager of the well-known television and stage hypnotist and self-help author in relation to a multi-million pound partnership dispute. Proceedings brought in England and California. Successfully resisted application to exclude evidence in relation to jurisdiction challenge in the Chancery Division. Case settled shortly thereafter.

Jeffrey Archer v Karl Sydow & ors; Liberty Investing Ltd v Karl Sydow & ors

(2014 - 2016) [2015] EWHC 608 (Comm)

Acting for well-known theatre producer in claims by Lord Archer and his companies in the Commercial Court arising out of a dispute relating to the stage production of Dirty Dancing. Successfully opposed application to amend to plead a new claim based on implied terms (before Leggatt J). Case settled prior to trial in March 2016.

Paul Burrell v Newsgroup International

Acted for Princess Diana's former butler in "phone hacking" claims against News of the World.

BCCI

Advising licensee of the global television rights to coverage of Indian Test Cricket in respect of a dispute with its sub-licensee for the United States.

Confidential

Advising major telephony provider in respect of the impact of the Commercial Agents (Council Directive) Regulations 1993.

Channel 4 v Eckoh Technologies

Acted for Channel 4 in claim against former telephony services provider arising from £1 million penalty imposed by Ofcom for breaches of Ofcom Code in relation to phone-in competition on the Richard & Judy Show.

Rick Wakeman v Imagen Songs & BMG

Acting for well-known musician and songwriter in claim for publishing royalties.

Demand Media Ltd v Discovery Communications Europe Ltd

Acted for Claimant licensee in a dispute relating to the exploitation on DVD of "Discovery Channel" programmes. Case settled shortly before hearing of a jurisdiction challenge.

Harris v Underbelly Ltd & ors

Acting for the Defendants in a deceit claim arising from the Claimant's investment in a production of the musical "Five Guys Named Moe".

ACHIEVEMENTS

Memberships

- COMBAR
- London Court of International Arbitration
- Committee of the Bar Sports Law Group

Selected earlier reported cases

Commercial

- Safeway Stores Ltd and others v Twigger and others [2010] EWHC 11 (Comm); [2010] EWCA Civ 1472; [2011] 1 Lloyd's Rep 462

Media & Entertainment

- Butters & anr v BBC Worldwide Ltd & anr [2009] EWHC 1954 (Ch); [2009] All ER (D) 171 (Aug), 20 August 2009
- T-Mobile v Ofcom