

General Form of Judgment or Order

In the High Court of Justice
Queen's Bench Division
Manchester District Registry
Mercantile Court

Claim Number E40MA052

Date 29 November 2019



ALEXANDER GORBACHEV	1st Claimant Ref MH3.63814.0001.72193865
ANDREY GRIGORYEVICH GURIEV	1st Defendant Ref 028428.0003

Before His Honour Judge Pearce sitting as a Judge of the High Court at Manchester District Registry, Civil Justice Centre, 1 Bridge Street West, Manchester, M60 9DJ.

UPON THE DEFENDANT'S APPLICATION DATED 30 November 2018 ("the Jurisdiction Application") seeking: (a) a declaration that service of these proceedings was not properly effected on the Defendant; (b) a declaration that the Court does not have jurisdiction over the Defendant; or (c) a declaration that the Court should not exercise any jurisdiction which it may have over the Defendant

AND UPON THE CLAIMANT having issued an application dated 6 November 2018 for permission to serve the claim form out of the jurisdiction and for an extension of the period for service ("the Service-Out Application"), which application has been adjourned by orders dated 19 November 2018 and 21 December 2018 for further directions (with extensions of the period for service of the Claimant's evidence)

AND UPON HEARING on 3 and 4 July 2019, Tom Weisselberg QC and Daniel Cashman (counsel for the Defendant) and Paul Lowenstein QC and Tony Beswetherick (counsel for the Claimant)

AND UPON THE DEFENDANT not pursuing at the hearing the argument that the Court should grant relief on the basis of alleged abuse of process

AND UPON JUDGMENT being handed down on 14 October 2019

IT IS DECLARED that:

1. Service of the Claim Form was properly effected upon the Defendant within the jurisdiction by way of personal service on 19 October 2018.

IT IS ORDERED THAT

2. The Jurisdiction Application is dismissed.
3. The Defendant shall pay the Claimant's costs of and occasioned by the Jurisdiction Application on the standard basis, such costs to be assessed by way of detailed assessment if not agreed.
4. The Defendant shall make a payment to the Claimant on account of the costs set out in paragraph 3 above, in the sum of £150,000, within 14 days of the date of this Order.

The court office at Manchester District Registry, Civil Justice Centre, 1 Bridge Street West, Manchester, M60 9DJ. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number. Tel: 0161 2405000 Fax: 01264 785032. Check if you can issue your claim online. It will save you time and money. Go to www.moneyclaim.gov.uk to find out more.

Produced by: Miss Macara Phythian
CJR065C

5. The Defendant shall file a further acknowledgement of service within 7 days of the making of the consequential order unless he files by that date an application for permission to appeal to the Court of Appeal.

6. If the Defendant files an application for permission to appeal to the Court of Appeal, the Defendant shall file a further acknowledgment of service within 7 days of the later of the final dismissal of: (a) his application to the Court of Appeal for permission to appeal, and (b) of his appeal, if permission to appeal is granted.

7. If the Defendant's further acknowledgment of service indicates an intention to defend the claim, then: (a) the Claimant shall file and serve particulars of claim within 21 days of the date of filing of the Defendant's acknowledgment of service; and (b) the Defendant shall file and serve his defence within 42 days of service of the Claimant's particulars of claim.

8. There be liberty to apply.

9. The Service-Out Application be stayed generally, with liberty to the Claimant to restore.

This order shall be served by the Claimant on the Defendant. The Court has provided a sealed copy of this order to the serving party: Fieldfisher, Riverbank House, 2, Swan Lane, London EC4R 3TT.

Dated 20 November 2019