

COVER NOTE FOR PUBLICATION

Committal for Contempt of Court in Open Court at the High Court of Justice (Chancery Division)

Pursuant to paragraph 13 of Practice Direction: Committal for Contempt of Court – Open Court dated 26 March 2015

In relation to claim no. BL-2018-002515 on 29 July 2019 at the Royal Courts of Justice in London Mr Justice Nugee sentenced (i) Mr Krzysztof Jablonski to an immediate custodial sentence of 4 months for contempt of Court; and (ii) Ms Jolanta Jablonska to an immediate custodial sentence of 4 months for contempt of Court.

The basis of the sentence was that Mr Jablonski and Ms Jablonska each committed breaches of two freezing orders made against them by (i) Mr Justice Norris dated 22 November 2018; and (ii) Mr Adam Johnson QC, sitting as a Judge of the High Court, dated 15 January 2019.

The relevant terms of those orders required the Defendants to:

(i) not dissipate or dispose of assets belonging to the Claimant company, Astrum Technology Ltd, deriving from drawings of £235,000 made by Mr Jablonski between 12 October to 14 November 2018 from the company's funds held in a Lloyds TSB bank account; and

(ii) by 4pm on Friday 25 January 2019 to pay into Court the sum of £128,000 deriving from those £235,000 drawings.

Mr Jablonski breached those orders by:

(i) on 28 December 2018, in breach of the 22 November 2018 order, disposing of the £235,000 drawings in part by making a cash payment from the drawings of £34,000 to Mr and Mrs Wosinek;

(ii) on 20 March 2019, in breach of the 15 January 2019 order, disposing of the £235,000 drawings in part by making a payment of £25,800 for the purchase of a vehicle for use by Westa Homes Ltd, a business owned by Mr Jablonski and Ms Jablonska; and

(iii) in breach of the 15 January 2019 order, failing to pay into Court the sum of £128,000 deriving from the £235,000 drawings by 4pm on Friday 25 January 2019 (or at all).

Ms Jablonska breached the orders by:

(i) on 14 January 2019, in breach of the 22 November 2018 order, disposing of the £235,000 drawings in part by making a payment of £70,567 to Ms Jablonska's father, Mr S Tyminski;

(ii) on 21 February 2019, in breach of the 15 January 2019 order, disposing of the £235,000 drawings in part by making a payment of £38,843 for the purchase of laser equipment for Ms Jablonska's beauty business in Poland; and

(iii) in breach of the 15 January 2019 order, failing to pay into Court the sum of £128,000 deriving from the £235,000 drawings by 4pm on Friday 25 January 2019 (or at all).

Sentences of 4 months imprisonment were imposed on each of Mr Jablonski and Ms Jablonska in respect of all their respective breaches, to run concurrently.