

IN THE HIGH COURT OF JUSTICE

Claim Nos: CL-2017-000583 and CL-2019-000644

BUSINESS AND PROPERTY COURTS
OF ENGLAND AND WALES
COMMERCIAL COURT (QBD)

BETWEEN:

EURASIAN NATURAL RESOURCES CORPORATION LIMITED

Claimant

-and-

(1) DECHERT LLP
(2) DAVID NEIL GERRARD

Defendants

-and-

THE DIRECTOR OF THE SERIOUS FRAUD OFFICE

Defendant

Before:

MR JUSTICE WAKSMAN

APPENDIX 2 TO THE JUDGMENT

DRAMATIS PERSONNAE

ENRC

Clint Adonis, Head of IT, ENRC Africa;

Gerhard Ammann, Chairman of ENRC's AC until August 2012; he was also Chairman of ENRC's Investment Committee between August 2012 and October 2013;

Randal Barker, General Counsel until 21 June 2011;

Mounissa Chodieva, Head of Investor and Public Relations and daughter of Mr Chodiev;

Jim Cochrane, Chief Commercial Officer and Director from 13 August 2010 to 11 April 2013 and a Director of Camec (see below) from 10 November 2009 to 11 April 2013;

Mehmet Dalman, a director of ENRC between 2007 and April 2013 and Chairman of the Board and a member of the SIC between 3 February 2012 and April 2013;

Cary Depel, Group Global Head of Compliance from May 2010 to June 2012; he was at all material times a lawyer qualified in California since 1990 and an English solicitor since 1997;

Anja Doncaster-Tatnall, General Counsel of ENRC Africa from December 2010.

Beat Ehrensberger, a qualified Swiss lawyer and ENRC's General Counsel from 1 July 2011 to December 2014; he had also been an in-house lawyer from August 2003 to December 2007 after which he was General Counsel, and then Head of Mergers and Acquisitions between 2008 and 30 June 2011;

Alex Gaft, ENRC's Head of Investigations from about April 2012 to March 2013;

Victor Hanna, initially seconded to ENRC from International Mineral Resources BV, a Dutch company beneficially owned by the Founders until about October 2011, after which he was ENRC's Head of Strategy and CEO of ENRC Africa;

Sir Paul Judge ("SPJ"), a non-executive Director until June 2013 and a member of the AC until then;

Arek Kowalewski, Head of Internal Audit;

Sir Ken Olisa, another non-executive Director until 8 June 2011;

Victoria Penrice, ENRC's Company Secretary;

Dr Johannes Sittard, Chairman of the Board until 3 February 2012, and a member of ENRC's SIC from January 2012 until then;

Jason Spiteri, CFO ENRC Africa;

Sir Richard Sykes, another non-executive Director who resigned in June 2011;

Roderick Thomson, a Director until 25 October 2013 and a member of the AC until then;

Felix Vulis, CEO of ENRC until 15 November 2014, and the present sole director of ENRC;

Terence Wilkinson, another non-executive Director between 28 September 2011 and 25 October 2013;

Zaure Zaubekova, a director of SSGPO, and CFO of ENRC from 1 October 2009 to 31 August 2014; SSGPO was the abbreviated name for JSC Sokolov-Sarbay Mining Production Association, a Kazakh company and indirect subsidiary of ENRC;

Simon Zinger, Deputy General Counsel between 6 June and 21 September 2012.

DECHERT

Leann Adams, Personal Assistant to Mr Gerrard both at DLA and Dechert;

Jonah Anderson, a solicitor at DLA who also transferred to Dechert in July 2011 working with Mr Gerrard for ENRC. He was an Associate at Dechert between July 2011 and May 2015;

Caroline Black (formerly Lee) a solicitor at DLA who transferred to Dechert in July 2011, following Mr Gerrard and now a Partner at Dechert, again working with Mr Gerrard for ENRC;

Karen Coppens, a solicitor at DLA from August 2010 until November 2011 when she transferred to Dechert, working with Mr Gerrard for ENRC;

Jonathan Pickworth, Partner at DLA from September 1999 to April 2011 and then Partner at Dechert from then until September 2015, working with Mr Gerrard for ENRC; and

Duncan Wiggetts, Partner at DLA from May 2009 to January 2012 and then a solicitor at Dechert from February 2012 to December 2013, again working with Mr Gerrard for ENRC.

ADDLESHAW GODDARD

Louisa Caswell, Managing Associate, seconded to ENRC's Office of Acting Deputy General Counsel along with Ms Coleman;

Barry Coffey, Associate, assisting Ms Coleman and Ms Caswell;

Clarissa Coleman, Partner, seconded to ENRC's Office of Acting Deputy General Counsel from September 2012 to April 2013; and

Alasdair Simpson, Partner.

SFO

Richard Alderman, Director of the SFO from 2008 until 20 April 2012;

Sam Carlyle, PA to Mr McCarthy;

Barry Collins, employed by the SFO from 26 July 2004 to 31 March 2017, and a Principal Investigator between 21 September 2009 and 25 November 2012;

James Coussey who had been employed by the SFO as a senior prosecutor from 8 January 2013 to 4 May 2018;

Hannah von Dadelszen, employed on a permanent basis by the SFO from 2007, and a Case Controller from around 2012; she was Head of Strategy and Policy Division from November 2019 to December 2020;

John Gibson, a senior employee of the SFO from 3 March 2014 to 10 September 2018 and Case Controller on QUT01;

Dick Gould, employed by the SFO from January 2008 to July 2015, Interim Head of Proceeds of Crime and Intelligence from late 2011 until September 2012, and Deputy Head of Operations and Investigations from September 2012 to 2015;

(Now Sir) David Green QC, Director of the SFO between April 2012 and April 2018; he is presently a consultant at Slaughter and May; for ease of reference I will refer to him throughout the judgment as “Sir David” including when referring to what he did or said in 2012 and 2013;

Andrea Johnson, Senior Personal Secretary to Mr Alderman;

Ian McCall, the SFO’s Head of Technology, Proceeds of Crime and Intelligence between June 2011 and May 2012; he also was a contractor to the SFO between June 2008 and May 2010 and again between June 2010 and May 2011;

Keith McCarthy, employed by the SFO between 2008 and December 2011 and its Chief Investigator from 2009 until he left;

Alun Milford, General Counsel for the SFO between August 2012 and December 2018;

John Peck, private secretary to Sir David from October 2012 to January 2017.

Patrick Rappo, employed by the SFO from 1 September 2008 to 12 April 2013, and Joint Head of Bribery and Corruption Division between September 2012 and 12 April 2013;

Mark Thompson, employed by the SFO from 2004 to July 2010, and then again from 1 August 2011 to 4 October 2019; he was a Case Manager in the Proceeds of Crime Unit (POCU) between August 2011 and September 2012; from then, he was head of POCU and shortly after, Head of the new Proceeds of Crime Division (POCD) which POCU became; he was the SFO’s Chief Financial Officer as from May 2015 and its Chief Operating officer as from September to November 2019 when he left the SFO to join KPMG; he had also been the Interim Director of the SFO between April and August 2018.