



IN THE HIGH COURT OF JUSTICE

BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES

COMMERCIAL COURT (KBD)

FINANCIAL LIST

BEFORE: THE HONOURABLE MR JUSTICE TROWER

**SITTING IN PUBLIC (SUBJECT TO INTERIM REPORTING
RESTRICTIONS)**

DATED: 16 JUNE 2026

CLAIM NO:

**FL-2024-000010
FL-2024-000011
FL-2025-000008
FL-2025-000009
FL-2025-000010
FL-2025-000017**

FL-2024-000010

BETWEEN

VARIOUS CLAIMANTS LISTED IN THE SCHEDULES TO THE CLAIMS

Claimants

and

ENTAIN PLC

Defendant

ORDER (CPS APPLICATION)

UPON certain claimants (the “**FW Claimants**”) having commenced claims in FL-2024-000010, FL-2024-000011, FL-2025-000009 and FL-2025-000017 against the Defendant (the “**FW Claims**”);

AND UPON certain claimants (the “**MLB Claimants**”) having commenced claims in FL-2025-000008 and FL-2025-000010 against the Defendant (the “**MLB Claims**”, together with the FW Claims, the “**Proceedings**”);

AND UPON the Crown Prosecution Service (“**CPS**”) having made an application pursuant to CPR r.3.3 and CPR PD 23A, dated 6 November 2025 (the “**CPS Application**”), for a partial stay of proceedings and for certain other protections to be imposed in these Proceedings to prevent a risk of serious prejudice to the administration of justice in the ongoing linked criminal proceedings known as *R v Masterton* (86IP4756716) and *R v Hoskin* (86IP4756725) (the “**Criminal Proceedings**”);

AND UPON three trials having been listed in the Criminal Proceedings, concluding with the trial of Mr Robert Hoskin currently listed for an estimated length of four weeks between 5 March 2029 and 2 April 2029;

AND UPON the relief sought in the CPS Application having been refined through discussions between the parties, the CPS and the representatives of Mr Kenneth Alexander, Mr Richard

Cooper, Mr Lee Feldman and Mr Robert Hoskin, who are defendants in the Criminal Proceedings (the “**Charged Individuals**”), and agreed in part, including that the trial of these proceedings should not commence before 1 May 2029;

AND UPON the order of Mr Justice Butcher dated 14 November 2025 ordering by consent that, pursuant to CPR 5.4C(4)(a), non-parties (save for the CPS or the ex-officers or employees of the Defendant subject to the Criminal Proceedings) may not obtain a copy of the Defendant’s Defence from the court file until further order of the Court;

AND UPON the order of Mr Justice Picken dated 14 January 2026 ordering by consent that, *inter alia*, pursuant to CPR 5.4C(4)(a) and/or CPR 5.4C(4)(d), non-parties (save for the CPS or the ex-officers or employees of the Defendant subject to the Criminal Proceedings) may not obtain a copy of any statement of case (including any further information given pursuant to CPR 18.1), amended statement of case or any other document filed on the court file until further order of the Court (the “**Picken Court Documents Order**”);

AND UPON considering further evidence on the CPS Application filed with the Court on behalf of each of the FW Claimants, the Defendant, the CPS and the Charged Individuals and written representations on behalf of other defendants to the Criminal Proceedings, namely Mr Humberstone, Mr Raubitschek-Smith, Mr MacAngus and Mr Dowling;

AND UPON the Charged Individuals having made an application dated 3 June 2026 for reporting restrictions pursuant to section 4(2) of the Contempt of Court Act 1981 (the “**RRO Application**”);

AND UPON the media having been notified of the RRO Application by the Charged Individuals by email to PA Media and the Financial Times and provided with a draft of the order sought in the RRO Application;

AND UPON the media having been notified of the CPS Application by the CPS by email to PA Media and the Financial Times and provided with a draft of the order sought in the CPS Application;

AND UPON the First CMC in these proceedings being listed before the Honourable Mr Justice Trower on 16-18 June 2026;

AND UPON the Court having made a reporting restrictions order on 16 June 2026 at the outset of the First CMC on an interim basis postponing reporting of the First CMC as a whole until the determination of the issues on the RRO Application and the CPS Application, so as to protect the object of the RRO Application and permit the media to remain in Court and make representations if appropriate (the “**Interim RRO**”);

AND UPON hearing Counsel for the Claimants, Counsel for the Defendant, Counsel for the CPS, Counsel for the Charged Individuals, and the media being in attendance but not making representations;

AND UPON the Court making further Orders at the First CMC concerning general case management (the “**First CMC Order**”) and a further reporting restrictions order on 17 June 2026 (the “**RRO**”) replacing the Interim RRO, to which separate reference should be made for the matters contained therein;

IT IS HEREBY ORDERED THAT:

Filing Court Documents and Non Party Access to Court Documents

1. Documents which are to be filed at Court in these proceedings should be:

- a. marked as 'CONFIDENTIAL' in the file name;
 - b. contain clearly marked bold red text on the first page '**CONFIDENTIAL – MAY CONTAIN RESTRICTED INFORMATION REGULATED BY ORDERS OF MR JUSTICE TROWER DATED 16 JUNE 2026**' (with additional references to any future orders varying the same);
 - c. filed under the 'Confidential' settings on CE-file.
2. A party or non party to these proceedings who files a document at Court is not required to comply with the Filing Requirement in relation to any Public Domain Document (each as defined in PD51ZH) until the conclusion of the Criminal Proceedings, save that in respect of a document which would otherwise have been a Public Domain Document, a placeholder note is to be filed in the public section of CE-File which:
 - a. Identifies the document by name / description / filing party;
 - b. Identifies the first date on which the document has been produced or referred to at a hearing in public;
 - c. Identifies the issue or aspect of the hearing to which the document relates; and
 - d. refers to the above approach having been taken pursuant to this Order and the Ruling at [2026] EWHC 1511 (Comm), and records the terms of paragraph [5] below as to how any application for the underlying document should be made if so desired.
 3. The above paragraphs constitute a Filing Modification Order pursuant to paragraph 13(b) and (e) of PD51ZH, and the paragraph 10 Filing Requirement is modified accordingly.
 4. Save insofar as varied by paragraph [2] above, the Picken Court Documents Order is continued until further order, and for the avoidance of doubt, also constitutes a Filing Modification Order pursuant to paragraph 13(b) of PD51ZH.
 5. To the extent that a non-party (as defined in the Picken Court Documents Order) wishes to apply for access to documents other than the placeholder notes set out in paragraph [2], whether pursuant to CPR 5.4C(6), paragraph 19 of PD51ZH, the Court's inherent jurisdiction, or otherwise, they must do so on no less than 28 days' notice to each of the parties (at FWEntainTeam@foxwilliams.com, MLBEntain@morganlewis.com and : lonentainfsmalitigation@cliffordchance.com). If any such application is made, it must be notified to the CPS (at cpspoc.civillitigation@cps.gov.uk and OpIncendiary@cps.gov.uk) and the Charged Individuals (at ProjectOpal@simmons-simmons.com) as soon as possible, and the Court will give directions as to the management of the application thereafter.
 6. Pursuant to CPR r 39.9(4), the rights of access to a transcript conferred by CPR r39.9(3) shall apply to any part of a hearing that is not held in private, on condition that:
 - a. prior to the release by the Court of such a transcript to a non-party (as defined in the Picken Court Documents Order), it shall first invite the parties, the CPS and the Charged Individuals to seek to agree any redactions that may be necessary to the transcript recording the public part of the hearing; and
 - b. if no such agreement can be reached, then the Court will resolve any issues on paper before releasing the transcript.

Hearings (Public / Private)

7. The parties must request the Judge at or before the commencement of any subsequent hearing in these proceedings to consider and invite submissions upon the following matters:
 - a. whether some or all of the hearing should be in private, pursuant to CPR 39.2(3)(c) and/or CPR 39.2(3)(g);
 - b. whether any other appropriate measure should be taken, to protect against a risk of serious prejudice to the administration of justice in the Criminal Proceedings, having regard to the fact that the RRO is in place; and
 - c. whether, if any hearing or part thereof proceeds in private, the CPS and its representatives, HMRC's Operation Incendiary team and its representatives (if applicable) and the Charged Individuals and their representatives, are entitled to remain in Court.

CPS / HMRC and Charged Individuals: Use of Information and Documents

8. In respect of the documents at paragraph [8(a)-(c)], the filing party or parties, and in respect of the documents at paragraph [8(d)-(g)], the Defendant, shall serve on the CPS at the same time as filing or receipt of the same or as soon as practicable thereafter (as applicable) copies of:
 - a. any further statements of case or amended statements of case (i.e. pleadings and Part 18 responses) as may be filed and served in the course of the proceedings at the time they are filed and served. For the avoidance of doubt, administrative schedules or filings, or statements of case concerning quantum, need not be provided;
 - b. any applications (and their supporting or opposing witness statements but not exhibits) made within the proceedings, at the same time as the respondent(s) to that application is served or the subsequent evidence is served. For the avoidance of doubt, this obligation does not extend to applications which are primarily of an administrative nature (such as extensions of time or relief from sanctions);
 - c. any skeleton argument prepared in advance of a hearing;
 - d. a hearing bundle index and proposed draft order prior to any hearing in these proceedings;
 - e. the transcript of the CMC and any future hearing (including both the public and private aspects of the same), whether or not the CPS or the Charged Individuals are in attendance;
 - f. any finalised and approved judgment or ruling (whether public or confidential) in the proceedings; and
 - g. any sealed orders made in the proceedings (whether at a hearing or otherwise and whether by consent or otherwise).
9. At the same time as carrying out service on the CPS as required by paragraph 8, the filing party or parties and/or the Defendant (as applicable) shall serve on the Charged

Individuals the copies of the documents at paragraphs 8a, 8c, 8e, 8f and 8g above.

10. The CPS and/or the Charged Individuals are to be afforded an opportunity to make representations or attend such hearings as they consider to be necessary. For those purposes, the Defendant shall notify the CPS and the Charged Individuals within five business days of the Court listing a hearing in these proceedings.
11. Subject to paragraphs [12] and [13]:
 - a. CPR r31.22 and 32.12 shall apply to the CPS and the Charged Individuals in respect of any documents provided to them as if each were a party to the proceedings; and
 - b. If any of the CPS, HMRC's Operation Incendiary team, the Charged Individuals and/or any of their representatives attend a private hearing as referred to in paragraph [7] above, they must keep the contents of that hearing confidential.
12. Nothing in this Order or other Orders in these proceedings prohibits or in any way restricts the CPS from disclosing (including to HMRC) or using any document, transcript, or information disclosed or provided to the CPS in the course of these proceedings (including in the course of a private hearing, and including unredacted documents):
 - a. to the extent required by law, including but not limited to complying with the obligations imposed by the Criminal Procedure and Investigations Act 1996, the Prosecution of Offences Act 1985, or any other obligation arising from HMRC and / or the CPS's statutory functions, or a valid order of a court; and / or
 - b. within and for the sole purpose of the Criminal Proceedings if HMRC and / or the CPS consider it necessary or in the interests of justice to do so (including but not limited to disclosure or use for the purposes of disclosure, in evidence, to correct a record, or to update the Court).
13. For the avoidance of doubt, pursuant to CPR r31.22(2), references made in the public part of a hearing to any portions of a confidentially submitted document shall not render the other portions of those documents or the documents as a whole public documents or otherwise available for use pursuant to CPR r31.22(1)(a), CPR r32.12(2)(c) or Commercial Court Guide D7.7, F6.9, F7.7 and J7.3.

Trial Listing

14. The trial of these proceedings shall not be listed before 1 May 2029. Otherwise, matters relating to the trial shall be arranged in accordance with the First CMC Order.

Publication of this Order

15. This Order shall be published on the website of the Judiciary of England & Wales.

Other

16. Liberty to apply to the parties, the CPS or the Charged Individuals, without the need to show a change of circumstances.
17. Liberty to apply to non-parties (as defined in the Picken Court Documents Order) in circumstances other than those set out in paragraph [5], on no fewer than 28 days' notice to the parties, the CPS and the Charged Individuals.
18. Claimants' and Defendant's costs in the case.

19. No order as to costs incurred by the CPS or the Charged Individuals.

Service of the order

The Court has provided a sealed copy of this Order to the serving party: Morgan, Lewis & Bockius UK LLP, Condor House, 5 – 10 St Paul's Churchyard, London, EC4M 8AL (solicitors for the MLB Claimants).