



**What steps can claimants take against 3rd parties
if they assist a defendant in breaching a court order**

**Cross Border Fraud Conference
London
28th November 2017**

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3rd Party Disclosure Orders

Abela and others v Baadarani and others

- **Stage 1:** jurisdiction challenge reaches the Supreme Court, resulting in costs orders against Baadarani
- **Stage 2:** oral examination and asset disclosure orders

3rd Party Disclosure Orders

- **Stage 3:** judgment for US\$20m following unless orders
- **Stage 4:** contempt finding and further disclosure orders

3rd Party Disclosure Orders

- **Stage 5** - WWFO together 3rd party Disclosure Orders against several parties including a Mr Fakhri and the National Bank of Kuwait (NBK)
- **Stage 6** - NBK's disclosure established that Mr Fakhri had not provided full disclosure and in particular had conspired with AB to backdate an asset statement.

3rd Party Disclosure Orders

Stage 7- Search Order granted and executed!



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