

Bleak House - William Shakespeare.

You will see I won every application in a rigged family court system. Justice was not served; the family courts are not fit for purpose. It's racketeering against families with outrageous legal fees.

We will reform justice for we the people.

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDON YOUNG

Respondent

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BUNDLE B - ORDERS

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IN THE HIGH COURT OF JUSTICE  
CHANCERY DIVISION

CLAIM NO: HC05C01196

Before The Honourable Mr Justice Lightman

Dated 4 April 2006

BETWEEN

THE GOVERNOR AND COMPANY  
OF THE BANK OF SCOTLAND

Applicant



and

SCOT GORDON YOUNG

Respondent

Name, last known address and reference of the Respondent

SCOT GORDON YOUNG of Wootton Place, Church Street, Wootton, Oxfordshire,  
OX20 1FA

**FREEZING INJUNCTION  
WORLDWIDE**

**PENAL NOTICE**

IF YOU SCOT GORDON YOUNG DISOBEY THIS ORDER YOU MAY BE HELD IN  
CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR  
ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING  
WHICH HELPS OR PERMITS A RESPONDENT TO BREACH THE TERMS OF  
THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND  
MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

### THIS ORDER

- 1 This is a Freezing Injunction made against Scot Gordon Young ("the Respondent") on 4 April 2006 by Mr. Justice Lightman on the application of The Governor & Company of the Bank of Scotland ("the Applicant"). The Judge read the Affidavits listed in Schedule A and accepted the undertakings set out in Schedule B at the end of this Order.
- 2 This order was made at a hearing without notice to the Respondent. The Respondent has a right to apply to the court to vary or discharge the order - see paragraph 18 below.
- 3 There will be a further hearing in respect of this order on 11 April 2006 ("the return date").
- 4 If there is more than one Respondent-
  - 4.1 unless otherwise stated, references in this order to "the Respondent" mean both or all of them; and
  - 4.2 this order is effective against any Respondent on whom it is served or who is given notice of it.

### FREEZING INJUNCTION

- 5 Until the return date or further order of the court, except with the prior written consent of the Applicant, the Respondent must not in any way
  - 5.1 remove from England and Wales any of his assets which are in England and Wales up to a value of £5,500,000
  - 5.2 dispose of, deal with or diminish the value of any of its assets whether they are in or outside England and Wales up to a value of £5,500,000.
- 6 Paragraph 5 applies to all the Respondent's assets whether or not they are in his own name and whether they are solely or jointly owned. For the purpose of this order the Respondent's assets include any asset which he has the power, directly or indirectly, to dispose of or deal with as if it were his own. The Respondent is to be regarded as having such power if a third party holds or controls the asset in accordance with his direct or indirect instructions.
- 7 This prohibition includes (but is not limited to) the following assets in particular-

- 7.1 29 South Lodge, 245 Knightsbridge London, SW7 1DG
- 7.2 26 Belgrave Square, London, SW1X 8QB
- 7.3 3647 North Moorings Way, Coconut Grove, Miami, Florida 33133
- 7.4 Wootton Place, Church Street, Wootton, Oxfordshire, OX20 1FA
- 7.5 27 Eaton Square, London, SW1W 9DF
- 7.6 28 Eaton Square, London, SW1W 9DF
- 7.7 29 Eaton Square, London, SW1W 9DF registered under title number NGL853234
- 7.8 39 Chester Terrace, London, NW1
- 7.9 Any shareholding in Boss Holdings Limited (Company Number 02838730)
- 7.10 23 Wilton Crescent, London, SW1X
- 7.11 Any shareholding in Foese Developments Limited (Company Number 04764539)
- 7.12 Any shareholding in Star Lane Estates Limited (Company Number 05506638)
- 7.13 Any shareholding in Condor Corporate Services Limited (Company Number 03713623)
- 7.14 Any shareholding in Greenfield Horizon Limited (a company incorporated in the British Virgin Islands with company number 1000867)
- 7.15 Lincoln University Halls of Residence
- 7.16 Any shareholding in EPOSS Limited (Company Number 03713623)
- 7.17 Any shareholding in Perasol Participations Limited
- 7.18 Any shareholding in SMS
- 7.19 Any shareholding in M I G LTD (Company Number 02524799)
- 7.20 Any shareholding in Esendex Limited (Company Number 04217280)
- 7.21 Any shareholding in Qjocks
- 7.22 Any shareholding in IDM Cityscape Limited (Company Number 05611706)
- 7.23 Any shareholding in ISENTRY LIMITED (Company Number 05136224)
- 7.24 Any shareholding in Allied Minds plc (Company Number 05361385)

8 If the total value free of charges or other securities ("unencumbered value") of the Respondent's assets in England and Wales exceeds £5,800,000, the Respondent may realize any of those assets from England and Wales or may dispose of or deal with them so long as the total unencumbered value of his assets still in England and Wales remains above £5,800,000. If the Respondent has other assets outside England and Wales, he may dispose of or deal with those assets outside England and Wales so long as the total unencumbered value of all of his assets whether in or outside England and Wales remains above £5,800,000.

9 This order may be served on the Respondent by either

- 9.1 delivering it to Mr. Gwilym Michael Davies of 82 Tiddington Road, Stratford Upon Avon, Warwickshire, CV37 7BA; or
  - 9.2 delivering it to 3467 North Moorings Way, Coconut Grove, Florida, Miami, 33133, United States of America; or
  - 9.3 delivering it to Mr. Jonathan Tickner of Peters & Peters, 2 Harewood Place, Hanover Square, London, W1S 1BX
- and that such delivery be deemed personal service upon the Respondent on the date of the first of such deliveries.

#### PROVISION OF INFORMATION

- 10 Unless paragraph 11 applies, the Respondent must either within 72 hours of service of this order to the best of his ability inform the Applicant's solicitors of all his assets worldwide exceeding £25,000.00 in value whether in his own name or not and whether solely or jointly owned, giving the value, location and details of all such assets.
- 11 If the provision of any of this information is likely to incriminate the Respondent, he may be entitled to refuse to provide it, but it is recommended to take legal advice before refusing to provide the information. Wrongful refusal by the Respondent to provide the information is contempt of court and may render the Respondent liable to be imprisoned, fined or have his assets seized.
- 12 Within 3 working days after the return date, the Respondent must swear and serve on the Applicant's solicitors an affidavit setting out the information given by him.

#### EXCEPTIONS TO THIS ORDER

- 13 This order does not prohibit the Respondent from spending £5,000 a week towards his ordinary living expenses and also a reasonable sum on legal advice and representation. But before spending any money the Respondent must tell the Applicant's legal representatives where the money is to come from.
- 14 This order does not prohibit the Respondent from dealing with or disposing of any of his assets in the ordinary and proper course of business.
- 15 The Respondent may agree with the Applicant's legal representatives that the above spending limits should be increased or that this order should be varied in any other respect, but any agreement must be in writing.



- 16 The order will cease to have effect if the Respondent:
- 16.1 provides security by paying the sum of £5,800,000 into court, to be held to the order of the court; or
  - 16.2 make provision for security in that sum by another method agreed with the Applicant's legal representatives.

#### COSTS

- 17 The costs of this application are reserved to the judge hearing the application on the return date.

#### VARIATION OR DISCHARGE OF THIS ORDER

- 18 Anyone served with or notified of this order may apply to the court at any time to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicant's solicitors. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicant's solicitors in advance.

#### INTERPRETATION OF THIS ORDER

- 19 A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
- 20 A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

#### PARTIES OTHER THAN THE APPLICANT AND RESPONDENT

##### Effect of this order

- 21 It is a contempt of court for any person notified of this order knowingly to assist in or permit a breach of this order. Any person doing so may be imprisoned, fined or have their assets seized.

See off by banks

- 22 This injunction does not prevent any bank from exercising any right of set off it may have in respect of any facility which it gave to a Respondent before it was notified of this order.

**Withdrawals by the Respondent**

- 23 No bank need enquire as to the application or proposed application of any money withdrawn by the Respondent if the withdrawal appears to be permitted by this order.

**Persons outside England and Wales**

- 24 Except as provided in paragraph 25 below, the terms of this order do not affect or concern anyone outside the jurisdiction of this Court.

- 25 The terms of this order will affect the following persons in a country or state outside the jurisdiction of this Court:

- 25.1 the Respondent, its officers or its agents appointed by power of attorney;
- 25.2 any person who:
  - 25.2.1 is subject to the jurisdiction of this Court;
  - 25.2.2 has given written notice of this order at his resident or place of business within the jurisdiction of this Court; and
  - 25.2.3 is able to prevent acts or omissions outside the jurisdiction of this court which constitute or assist in a breach of the terms of this order; and
- 25.3 any other person, only to the extent that this order is declared enforceable by or is enforced by a court in that country or state.

**Assets located outside England and Wales**

- 26 Nothing in this order shall, in respect of assets located outside England and Wales, prevent any third party from complying with
- 26.1 what it reasonably believes to be its obligations, contractual or otherwise, under the laws and obligations of the country or state in which those assets are situated under the proper law of any contract between itself and the Respondent; and
  - 26.2 any orders of the courts of that country or state, provided that reasonable notice of any application of such an order is given to the Applicant's solicitors.

**COMMUNICATIONS WITH THE COURT**

All communications to the court about this order should be sent to-

Room TM 505, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 0207 947 6754.

05/04 2008 15:28 FAX

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The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

SCHEDULE A

AFFIDAVITS

The Applicant relied on the following affidavits and witness statement

First Affidavit Anthony George Davis, dated 28 March 2006 filed on behalf of the Claimant.

Second Affidavit of Anthony George Davis, dated 3 April 2006 filed on behalf of the Claimant.

Third affidavit of Anthony George Davis, dated 3 April 2006 filed on behalf of the Claimant.

First Affidavit of William Rastburn, dated 3 April 2006 filed on behalf of the Claimant.

SCHEDULE B

UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANT

(1) If the court later finds that this order has caused loss to the Respondents, and decides that the Respondents should be compensated for that loss, the Applicant will comply with any order the court may make.

(2) As soon as reasonably practicable the Applicant will serve this order by delivering it to Mr. Gwilym Michael Davies of 82 Tiddington Road, Stratford Upon Avon, Warwickshire, CV37 7BA and by delivering it to 3467 North Moorings Way, Coconut Grove, Florida, Miami, 33133, United States of America; and by delivering it to Mr. Jonathan Tickner of Peters & Peters, 2 Herewood Place, Hanover Square, London, W1S 1BX.

(3) Anyone notified of this order will be given a copy of it by the Applicant's legal representatives.

(4) The Applicant will pay the reasonable costs of anyone other than the Respondent which have been incurred as a result of this order including the costs of finding out whether that person holds any of the Respondent's assets and if the court later finds that this order has caused such person loss, the Applicant will comply with any order the court may make.

(5) If this order ceases to have effect (for example, if the Respondent provides security) the Applicant will immediately take all reasonable steps to inform in writing anyone to whom he has given notice of this order, or who has reasonable grounds for supposing may act upon this order, that it has ceased to have effect.

(6) The Applicant will not without the permission of the court use any information obtained as a result of this order for the purpose of any civil or criminal proceedings, either in England and Wales or in any other jurisdiction, other than this claim.

(7) The Applicant will not without the permission of the court seek to enforce this order in any country outside England and Wales or seek an order of a similar nature including orders conferring a charge or other security against the Respondent or the Respondent's assets.

NAME AND ADDRESS OF APPLICANT'S LEGAL REPRESENTATIVES

The Applicant's legal representatives are-

Eversheds LLP  
1 Callaghan Square  
Cardiff  
CF10 5BT

Reference: 6/LIT/CDP/2102 (Mr A. Davies)  
Telephone: (Office hours) 029 2047 7348  
(Out of hours) 07971 083 075  
Fax: 029 2049 6468  
E-mail: anthonydavies@eversheds.com

CLAIM NO: HC06C01196  
IN THE HIGH COURT OF JUSTICE  
CHANCERY DIVISION

The Honourable Mr. Justice Lightman  
Tuesday 7 April 2006

BETWEEN

THE GOVERNOR AND COMPANY  
OF THE BANK OF SCOTLAND

Claimant

and

(1) SCOT GORDON YOUNG  
(2) STANLEY SHERWIN BELLER (trading as  
BELLER & CO)

Defendants

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FREEZING INJUNCTION  
WORLDWIDE

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Eversheds LLP  
1 Collegiate Square  
Cardiff  
CF10 5BT

Reference: 6/LIT/AGD/2102 (Mr A Davies)  
Telephone: (Office hours) 029 2047 7348  
(Out of hours) 07971 083 875  
Fax: 029 2049 6468  
E-mail: Anthony.davies@eversheds.com

cor\_115260971  
4 April 2006 daviesag

10

**\*\*Freezing Injunction\*\***

Order to restrain assets worldwide

Before The Honourable Mr Justice Butterfield

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

Strand, London WC2A 2LL

Claim No.: HQ06X00957

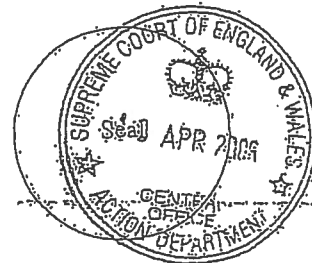
Dated: 10<sup>th</sup> April 2006

Applicants:

- (1) Dr Fabio Botterini De Palusi  
(2) Protec Trust Management Establishment  
(as trustees of the Zabludovitz Trust)

Respondent:

Scot Gordon Young



Name, address and reference of Respondents.

Scot Gordon Young, Wootton Place, Wootton, Oxfordshire, OX20 1EA

**PENAL NOTICE**

**IF YOU SCOT GORDON YOUNG DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.**

**ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.**

THIS ORDER

1. This is a Freezing Injunction made against Scot Gordon Young (the Respondent) on 10<sup>th</sup> April 2006 by Mr Justice Butterfield on the application of Dr Fabio Borroni De Felosi and Protea Trust Management Establishment (as trustees of the Zabudowicz Trust) (the Applicants). The Judge heard counsel for the Applicants. The Judge read the Affidavits listed in Schedule A and accepted the undertakings set out in Schedule B at the end of this Order.

2. The application was made on notice to the Respondent. The Respondent did not attend the hearing. The Respondent has a right to apply to the court to vary or discharge the order - see paragraph 10 below.

3. If there is more than one Respondent -

(a) unless otherwise stated, references in this order to 'the Respondent' mean both or all of them; and

(b) this order is effective against any Respondent on whom it is served or who is given notice of it.

FREEZING INJUNCTION

4. Until further order of the court the Respondent must not -

(1) remove from England and Wales any of his assets which are in England and Wales up to the value of £2,350,000; or

(2) in any way dispose of, deal with or diminish the value of any of his assets whether they are in or outside England and Wales up to the same value.

5. Paragraph 4 applies to all the Respondent's assets whether or not they are in his own name and whether they are solely or jointly owned. For the purpose of this order the Respondent's assets include any asset which he has the power, directly or indirectly, to dispose of or deal with as if it were his own. The Respondent is to be regarded as having such power if a third party holds or controls the asset in accordance with his direct or indirect instructions.

6. This prohibition includes the following assets in particular -

(a) the property known as 29 South Lodge, 245 Knightsbridge London SW7 1DG or the net sale money after payment of any mortgages if it has been sold;

(b) the property known as 33 Chester Terrace, London NW1 4ND or the net sale money after payment of any mortgages if it has been sold;

(c) the property known as Dione House, Oxford Road, Stokenchurch, High Wycombe HP14 3SX or the net sale money after payment of any mortgages if it has been sold;

(d) the property known as Buckingham Suite, 26-27 Belgrave Square, London SW1X 8QB or the net sale money after payment of any mortgages if it has been sold;



(e) the property known 3467 North Moorings Way, Coconut Grove, Miami, 33133, Fla, USA or the net sale money after payment of any mortgages if it has been sold;

(f) any money standing to the credit of the following bank accounts including the amount of any cheques drawn on such account which has not been cleared:

(i) Account number 0021401, sort code 12-01-52, held with the Bank of Scotland;

(ii) Account number 61735270; sort code 18-00-02, held with Coutts & Co Bank;

(iii) Account number 1000031768228, ABA code 061-000-104, Swift Code SNTRUS3A, held with Sun Trust Bank, Miami;

(g) shares in Esendex Limited, or the net sale proceeds if any of them have been sold.

7. (1) If the total value free of charges or other securities (unencumbered value) of the Respondent's assets in England and Wales exceeds £2,350,000, the Respondent may remove any of those assets from England and Wales or may dispose of or deal with them so long as the total unencumbered value of the Respondent's assets still in England and Wales remains above £2,350,000.

(2) If the total unencumbered value of the Respondent's assets in England and Wales does not exceed £2,350,000, the Respondent must not remove any of those assets from England and Wales and must not dispose of or deal with any of them. If the Respondent has other assets outside England and Wales, he may dispose of or deal with those assets outside England and Wales so long as the total unencumbered value of all his assets whether in or outside England and Wales remains above £2,350,000.

#### EXCEPTIONS TO THIS ORDER

8. (1) This order does not prohibit the Respondent from spending £1,000 a week towards his ordinary living expenses and a reasonable claim on legal advice and representation. But before spending any money the Respondent must tell the Applicants' legal representatives where the money is to come from.

(2) This order does not prohibit the Respondent from dealing with or disposing of any of his assets in the ordinary and proper course of business.

(3) The Respondent may agree with the Applicants' legal representatives that the above spending limits should be increased or that this order should be varied in any other respect, but any agreement must be in writing.

(4) The order will cease to have effect if the Respondent -

(a) provides security by paying the sum of £2,350,000 into court, to be held to the order of the court; or

(b) makes provision for security in that sum by another method agreed with the Applicants' legal representatives;

## COSTS

9. The costs of this application, and of the application dated 3<sup>rd</sup> April 2006, are reserved to the trial judge.

## VARIATION OR DISCHARGE OF THIS ORDER

10. Anyone served with or notified of this order may apply to the court at any time to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicants' solicitors. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicants' solicitors in advance.

## INTERPRETATION OF THIS ORDER

11. A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.

12. A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

## PARTIES OTHER THAN THE APPLICANTS AND RESPONDENT

### 13. Effect of this order

It is a contempt of court for any person notified of this order knowingly to assist in or permit a breach of this order. Any person doing so may be imprisoned, fined or have their assets seized.

### 14. Set-off by banks

This injunction does not prevent any bank from exercising any right of set-off it may have in respect of any facility which it gave to the respondent before it was notified of this order.

### 15. Withdrawals by the Respondent

No bank need enquire as to the application or proposed application of any money withdrawn by the Respondent if the withdrawal appears to be permitted by this order.

### 16. Persons outside England and Wales

(1) Except as provided in paragraph (2) below, the terms of this order do not affect or concern anyone outside the jurisdiction of this court.

(2) The terms of this order will affect the following persons in a country or state outside the jurisdiction of this court -

(a) the Respondent or his officer or agent appointed by power of attorney;

(b) any person who -

(i) is subject to the jurisdiction of this court;

(ii) has been given written notice of this order at his residence or place of business within the jurisdiction of this court; and

(iii) is able to prevent acts or omissions outside the jurisdiction of this court which constitute or assist in a breach of the terms of this order; and

(c) any other person, only to the extent that this order is declared enforceable by or is enforced by a court in that country or state.

#### 17. Assets located outside England and Wales

Nothing in this order shall, in respect of assets located outside England and Wales, prevent any third party from complying with -

(1) what it reasonably believes to be its obligations, contractual or otherwise, under the laws and obligations of the country or state in which those assets are situated or under the proper law of any contract between itself and the Respondent; and

(2) any orders of the courts of that country or state, provided that reasonable notice of any application for such an order is given to the Applicants' solicitors.

#### COMMUNICATIONS WITH THE COURT

All communications to the court about this order should be sent to -

~~Romain WIGGERS, Royal Courts of Justice, Strand, London WC2A 2LL, quoting the case number. The telephone number is 0207 947 6910.~~

The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

#### SCHEDULE A

##### AFFIDAVITS

The Applicants relied on the following affidavits -

Chaim Zabłudowicz, first affidavit, sworn on 5<sup>th</sup> April 2006, served on behalf of the Applicants

#### SCHEDULE B

##### UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANTS

(1) If the court later finds that this order has caused loss to the Respondent, and decides that the Respondent should be compensated for that loss, the Applicants will comply with any order the court may make.

(2) The Applicants maintain the sum of £20,000 in an account controlled by the Applicants' solicitors pending further order of the court.

(3) Anyone notified of this order will be given a copy of it by the Applicants' legal representatives.

(4) The Applicants will pay the reasonable costs of anyone other than the Respondent which have been incurred as a result of this order including the costs of finding out whether that person holds any of the Respondent's assets and, if the court later finds that this order has caused such person loss, and decides that such person should be compensated for that loss, the Applicants will comply with any order the court may make.

(5) If this order ceases to have effect (for example, if the Respondent provides security) the Applicants will immediately take all reasonable steps to inform in writing anyone to whom he has given notice of this order, or who he has reasonable grounds for supposing may act upon this order, that it has ceased to have effect.

(6) The Applicants will not without the permission of the court use any information obtained as a result of this order for the purpose of any civil or criminal proceedings, either in England and Wales or in any other jurisdiction, other than this claim.

(7) The Applicants will not without the permission of the court seek to enforce this order in any country outside England and Wales or seek an order of a similar nature including orders conferring a charge or other security against the Respondent or the Respondent's assets.

NAME AND ADDRESS OF APPLICANTS' LEGAL REPRESENTATIVES

~~Lawrence Graham LLP, 120 Strand, London WC2R 1JN~~

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Tel: +44(0)20 7379 0000, Fax: +44(0)20 7379 6834

Contact Angela Hayes

Angela.hayes@lawgraham.com

Freezing Injunction

Order to restrain assets worldwide

Before The Honourable Mr Justice Collins

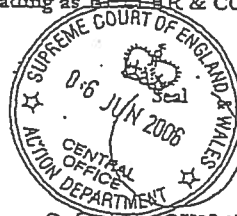
IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION  
Strand, London WC2A 2LL

Claim No.

Dated 6 June 2006

Applicant

STANLEY SHERWIN BELLER (at all material times trading as BELLER & CO)



Respondents

- (1) SCOT GORDON YOUNG of Wootton Place, Wootton, Oxfordshire OX20 1BA
- (2) GREENFIELD HORIZON LIMITED (a company registered in the British Virgin Islands with number 1000867) of 3rd Floor, Nagico Building, Road Town, Tortola, British Virgin Islands
- (3) CONDOR CORPORATE SERVICES LIMITED (a company incorporated in England and Wales with number 03713623) of 15 Warwick Road, Stratford upon Avon, Warwickshire CV37 6YW

PENAL NOTICE

IF YOU, SCOT GORDON YOUNG, GREENFIELD HORIZON LIMITED AND CONDOR CORPORATE SERVICES LIMITED DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

IF GREENFIELD HORIZON LIMITED DISOBEY THIS ORDER THEN YOU, GWILYM DAVIES, AS A DIRECTOR OF GREENFIELD HORIZON LIMITED MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

IF CONDOR CORPORATE SERVICES LIMITED DISOBEY THIS ORDER THEN YOU, GWILYM DAVIES AND LYNETTE DAVIES, AS DIRECTORS OF CONDOR

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CORPORATE SERVICES LIMITED MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

#### THIS ORDER

1. This is a worldwide Freezing Injunction made against Scot Gordon Young, Greenfield Horizon Limited and Condor Corporate Services Limited (the Respondent) on 6 June 2006 by Mr Justice Collins on the application of Stanley Sherwin Beller (the Applicant). The Judge read the Affirmation listed in Schedule A and accepted the undertakings set out in Schedule B at the end of this Order.
2. This order was made at a hearing without notice to the Respondent. The Respondent has a right to apply to the court to vary or discharge the order - see paragraph 14 below.
3. There will be a further hearing in respect of this order on 19 June 2006 (the return date).
4. If there is more than one Respondent -
  - (a) unless otherwise stated, references in this order to 'the Respondent' mean both or all of them; and
  - (b) this order is effective against any Respondent on whom it is served or who is given notice of it.

#### FREEZING INJUNCTION

5. Until the return date or further order of the court, the Respondent must not -
  - (1) remove from England and Wales any of his assets which are in England and Wales up to the value of £24,000,000; or
  - (2) in any way dispose of, deal with or diminish the value of any of his assets whether they are in or outside England and Wales up to the same value.
6. Paragraph 5 applies to all the Respondent's assets whether or not they are in his own name and whether they are solely or jointly owned. For the purpose of this order the Respondent's assets include any asset which he has the power, directly or indirectly, to dispose of or deal with as if it were his own. The Respondent is to be regarded as having such power if a third party holds or controls the asset in accordance with his direct or indirect instructions.
7. This prohibition includes the following assets in particular (but, for the avoidance of doubt, without limitation) -
  - (1) In respect of Scot Gordon Young -
    - (a) The following properties or the net proceeds of sale if any of the properties have been sold -
      - (i) 29 South Lodge, 245 Knightsbridge, London SW7 1DG.
      - (ii) 39 Chester Terrace, London NW1 4ND.
      - (iii) Dione House, Oxford Road, Stokenchurch, High Wycombe, Buckinghamshire HP1 3SX.
      - (iv) Buckingham Suite, 26-27 Belgrave Square, London SW1X 8QB.

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(v) 3647 North Moorings Way, Coconut Grove, Miami 33133, Florida, USA.

(vi) Wootton Place, Church Street, Wootton, Oxfordshire OX20 1FA.

(vii) 27 Eaton Square, London SW1W 9DF.

(viii) 28 Eaton Square, London SW1W 9DF.

(ix) 29 Eaton Square, London SW1W 9DF registered under title number NGL853234.

(x) 23 Wilton Crescent, London SW1X.

(xi) Lincoln University Halls of Residence.

(b) Any money standing to the credit of any bank account including the amount of any cheque drawn on such account which has not been cleared, including (but, for the avoidance of doubt, without limitation) -

(i) Bank of Scotland Private Banking account number 00214101 "Scot Young" sort code 12-01-59. The address of Bank of Scotland Private Banking is 14-16 Cockspur Street, London SW1Y 5BL.

(ii) Coutts & Co Bank account number 61735270 "S Young Esq" sort code 18-00-02. Coutts & Co's address is 40 Strand, London WC2R 0QS.

(iii) Sun Trust Bank - Miami bank account number 1000031768228, reference "S Young", with ABA code 061-000-104 and Swift code SNTRUS3A.

(c) Any shareholding in Esendex Limited (Company Number 04217280).

(d) Any loan notes issued by Esendex Limited.

(e) Any shareholding in Boss Holdings Limited (Company Number 02838730).

(f) Any shareholding in Fosse Developments Limited (Company Number 04764639).

(g) Any shareholding in Star Lane Estates Limited (Company Number 05506638).

(h) Any shareholding in Condor Corporate Services Limited (Company Number 03713623).

(i) Any shareholding in Greenfield Horizon Limited (a company registered in the British Virgin Islands with Company Number 1000867).

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- (j) Any shareholding in EPOSS Limited (Company Number 03713623).
  - (k) Any shareholding in EPOSS Plc.
  - (l) Any loan notes issued by EPOSS Plc.
  - (m) Any shareholding in Parasol Participations Limited.
  - (n) Any shareholding in SMS Limited (Company Number 05716119).
  - (o) Any shareholding in MIG Limited (Company Number 02584799).
  - (p) Any shareholding in Qiosks Limited.
  - (q) Any shareholding in IDM Cityscape Limited (Company Number 05611706).
  - (r) Any shareholding in ISENTRY Limited (Company Number 05136224).
  - (s) Any shareholding in Allied Minds plc (Company Number 05361385).
  - (t) Any shareholding in Futuragene Plc (Company Number 04001406).
  - (u) Any shareholding in Xenos Limited (Company Number 04069923).
  - (v) Any shareholding in Minster Limited (Company Number 01759121).
  - (w) Any shareholding in Milvus Ventures Limited (Company Number 04823135).
  - (x) Computer and flat screen at 3647 North Moorings Way, Coconut Grove, Miami 33133, Florida, USA.
  - (y) Roger Dubuis wristwatch.
- (2) In respect of Greenfield Horizon Limited -
- (a) 3647 North Moorings Way, Coconut Grove, Miami 33133, Florida, USA or the net proceeds of sale if it has been sold.
- (3) In respect of Condor Corporate Services Limited -
- (a) Dione House, Oxford Road, Stokenchurch, High Wycombe, Buckinghamshire HP1 3SX or the net proceeds of sale if it has been sold.

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8. (1) If the total value free of charges or other securities (unencumbered value) of the Respondent's assets in England and Wales exceeds £24,000,000, the Respondent may remove any of those assets from England and Wales or may dispose of or deal with them so long as the total unencumbered value of the Respondent's assets still in England and Wales remains above £24,000,000.
- (2) If the total unencumbered value of the Respondent's assets in England and Wales does not exceed £24,000,000, the Respondent must not remove any of those assets from England and Wales and must not dispose of or deal with any of them. If the Respondent has other assets outside England and Wales, he may dispose of or deal with those assets outside England and Wales so long as the total unencumbered value of all his assets whether in or outside England and Wales remains above £24,000,000.

#### PROVISION OF INFORMATION

9. (1) Unless paragraph (2) applies, the Respondent must within 48 hours of being served with this Order and to the best of his ability inform the Applicant's solicitors of all his assets worldwide exceeding £1,000 in value whether in his own name or not and whether solely or jointly owned, giving the value, location and details of all such assets.
- (2) If the provision of any of this information is likely to incriminate the Respondent, he may be entitled to refuse to provide it, but is recommended to take legal advice before refusing to provide the information. Wrongful refusal to provide the information is contempt of court and may render the Respondent liable to be imprisoned, fined or have his assets seized.
10. Within 5 days of being served with this Order the Respondent must swear and serve on the Applicant's solicitors an affidavit or affirmation setting out the above information.

#### EXCEPTIONS TO THIS ORDER

11. (1) This order does not prohibit the First Respondent from spending £1,000 a week towards his ordinary living expenses and also a reasonable sum on legal advice and representation. But before spending any money the First Respondent must tell the Applicant's legal representatives where the money is to come from.
- (2) In relation to the Second and Third Respondents this order does not prohibit them from:
- (a) dealing with or disposing of any of their assets in the ordinary and proper course of business;
  - (b) spending a reasonable sum on legal advice and representation. But before spending any such sum the Second and Third Respondents must tell the Applicant's legal representatives where the money is to come from.
- (3) The Respondent may agree with the Applicant's legal representatives that the above spending limits should be increased or that this order should be varied in any other respect, but any agreement must be in writing.

- (4) The order will cease to have effect if the Respondent -
- (a) provides security by paying the sum of £24,000,000 into court, to be held to the order of the court; or
  - (b) makes provision for security in that sum by another method agreed with the Applicant's legal representatives.

#### OTHER ANCILLARY ORDERS

12. Within 5 days of being served with this Order the First Respondent must swear and serve on the Applicant's solicitors an affidavit or affirmation setting out

- (1) where the shares and share certificates obtained by the First Respondent from the Applicant's offices in or about March 2006 (whether with or without the Applicant's knowledge and/or consent) are to be found, who holds them, and where, and generally what has become of them; if all or some of them have been sold or realised for value, the affidavit should also state when, by what means and in what sum they were sold or realised, and identify what has become of such sum;
- (2) (without prejudice to the generality of sub-paragraph (1) above) whether the First Respondent's 3,100,000 shares in O2 plc have been sold or realised for value (either by reason of Telephonica's take-over of O2 plc or otherwise) and: (a) if so, when, by what means and in what sum they were sold or realised, and identify what has become of such sum; or (b) if not, where such shares (and share certificates) are to be found, who holds them, and where, and generally what has become of them;
- (3) the extent to which the First Respondent's wife held or holds any interest (either directly or indirectly) in "Project Moscow" and/or Parasol Participations Limited and, if so: (a) the nature and extent of that interest, and whether that interest was or is being held (in any capacity) on behalf of or for the First Respondent; (b) when the First Respondent's wife obtained that interest and by what means and from whom; and (c) to the extent that the First Respondent's wife no longer holds that interest, when, by what means and to whom she divested herself of it; and
- (4) the extent to which the First Respondent held or holds (in any capacity) any interest (either directly or indirectly) in "Project Moscow" and/or Parasol Participations Limited on behalf of or for any third party and, if so: (a) the nature and extent of that interest, and on behalf of or for whom that interest was or is being held; (b) when the First Respondent obtained that interest and by what means and from whom; and (c) to the extent that the First Respondent no longer holds that interest, when, by what means and to whom he divested himself of it.

#### COSTS

13. The costs of this application are reserved to the judge hearing the application on the return date.

#### VARIATION OR DISCHARGE OF THIS ORDER

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14. Anyone served with or notified of this order may apply to the court at any time to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicant's solicitors. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicant's solicitors in advance.

#### INTERPRETATION OF THIS ORDER

15. A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
16. A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

#### PARTIES OTHER THAN THE APPLICANT AND RESPONDENT

17. Effect of this order

It is a contempt of court for any person notified of this order knowingly to assist in or permit a breach of this order. Any person doing so may be imprisoned, fined or have their assets seized.

18. Set off by banks

This injunction does not prevent any bank from exercising any right of set off it may have in respect of any facility which it gave to the Respondent before it was notified of this order.

19. Withdrawals by the Respondent

No bank need enquire as to the application or proposed application of any money withdrawn by the Respondent if the withdrawal appears to be permitted by this order.

20. Persons outside England and Wales

- (1) Except as provided in paragraph (2) below, the terms of this order do not affect or concern anyone outside the jurisdiction of this court.
- (2) The terms of this order will affect the following persons in a country or state outside the jurisdiction of this court -
- (a) the Respondent or his officer or agent appointed by power of attorney;
- (b) any person who -
- (i) is subject to the jurisdiction of this court;
- (ii) has been given written notice of this order at his residence or place of business within the jurisdiction of this court; and
- (iii) is able to prevent acts or omissions outside the jurisdiction of this court which constitute or assist in a breach of the terms of this order; and
- (c) any other person, only to the extent that this order is declared enforceable by or is enforced by a court in that country or state.

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21. Assets located outside England and Wales

Nothing in this order shall, in respect of assets located outside England and Wales, prevent any third party from complying with -

- (1) what it reasonably believes to be its obligations, contractual or otherwise, under the laws and obligations of the country or state in which those assets are situated or under the proper law of any contract between itself and the Respondent; and
- (2) any orders of the courts of that country or state, provided that reasonable notice of any application for such an order is given to the Applicant's solicitors.

OTHER ORDERS

22. The Applicant has permission to serve the Claim Form on the First Respondent in Florida, USA by any method permitted under local law. The period for the First Respondent to acknowledge or admit the claim is 22 days after service of the Particulars of Claim. The period for the First Respondent to file his defence is 22 days after service of the Particulars of Claim or, if he files an acknowledgement of service, 36 days after service of the Particulars of Claim.
23. The Applicant has permission to serve on the First Respondent in Florida, USA: (a) an application notice returnable on the return date seeking the continuation therefrom of the terms of this order; and (b) this order.
24. The Applicant has permission to serve the Claim Form on the Second Respondent in the British Virgin Islands by any method permitted under local law. The period for the Second Respondent to acknowledge or admit the claim is 31 days after service of the Particulars of Claim. The period for the Second Respondent to file its defence is 31 days after service of the Particulars of Claim or, if it files an acknowledgement of service, 45 days after service of the Particulars of Claim.
25. The Applicant has permission to serve on the Second Respondent in the British Virgin Islands: (a) an application notice returnable on the return date seeking the continuation therefrom of the terms of this order; and (b) this order.
26. The Applicant has permission pursuant to CPR 31.22(1)(b) and CPR 32.12(2)(b) to use in these proceedings any documents disclosed and witness statements served in Claim Number HQ06X00957 and Claim Number HC06C01196.

COMMUNICATIONS WITH THE COURT

All communications to the court about this order should be sent to

Room WG08, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 0207 947 6010.

The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

SCHEDULE A

## AFFIDAVITS

The Applicant relied on the First Affirmation of Laura Ellen Walker dated 5 June 2006, filed on behalf of the Applicant.

## SCHEDULE B

### UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANT

- (1) If the court later finds that this order has caused loss to the Respondent, and decides that the Respondent should be compensated for that loss, the Applicant will comply with any order the court may make.
- (2) As soon as practicable the Applicant will issue and serve a claim form in the form of the draft produced to the court.
- (3) The Applicant will serve upon the Respondent together with this order as soon as practicable -
  - (i) copies of the affirmation and exhibits containing the evidence relied upon by the Applicant, and any other documents provided to the court on the making of the application;
  - (ii) the claim form; and
  - (iii) an application notice for continuation of the order.
- (4) Anyone notified of this order will be given a copy of it by the Applicant's legal representatives.
- (5) The Applicant will pay the reasonable costs of anyone other than the Respondent which have been incurred as a result of this order including the costs of finding out whether that person holds any of the Respondent's assets and if the court later finds that this order has caused such person loss, and decides that such person should be compensated for that loss, the Applicant will comply with any order the court may make.
- (6) If this order ceases to have effect (for example, if the Respondent provides security) the Applicant will immediately take all reasonable steps to inform in writing anyone to whom he has given notice of this order, or who he has reasonable grounds for supposing may act upon this order, that it has ceased to have effect.
- (7) The Applicant will not without the permission of the court use any information obtained as a result of this order for the purpose of any civil or criminal proceedings, either in England and Wales or in any other jurisdiction, other than this claim and Claim Number HQ06X00957 and Claim Number HC06C01196.
- (8) Save that the Applicant has permission to seek to enforce this order (and/or seek an order of a similar nature including orders conferring a charge or other security) as against the First Respondent in the USA and as against the Second Respondent in the British Virgin Islands, the Applicant will not without the permission of the court seek to enforce this order in any country outside England and Wales or seek an order of a similar nature including orders conferring a charge or other security against the Respondent or the Respondent's assets.

NAME AND ADDRESS OF APPLICANT'S LEGAL REPRESENTATIVES

The Applicant's legal representatives are -

CMS Cameron McKenna LLP  
Mitre House  
160 Aldersgate Street  
London EC1A 4DD

Ref: LWK/MEC/121092.00010  
Tel: 020 7567 5000  
Fax: 020 7367 2000  
E-mail: maxine.capitt@cms-cmck.com  
laura.walker@cms-cmck.com

IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION

Claim No. HQ06X00957

Before Master Rose

BETWEEN

(1) DR FABIO BOTTERINI DE PELOSI.  
(2) PROTEC TRUST MANAGEMENT ESTABLISHMENT  
(as trustees of the ZABLUDOWICZ TRUST)

Claimants

-AND-

(1) SCOT GORDON YOUNG  
(2) STANLEY SHERWIN BELLER  
(trading as BELLER & CO)

Defendants

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ORDER

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UPON reading the witness statement of Angela Hayes dated 12 September 2006, on behalf of the Claimants, and a letter from the First Defendant dated 12 September 2006

AND UPON the Claimants and the First Defendant agreeing the terms of this order

AND UPON the First Defendant by his letter dated 12 September 2006 and by this order submitting irrevocably the jurisdiction of the court

AND UPON hearing Counsel/ Solicitor for the Claimants

AND BY CONSENT

IT IS ORDERED that:

1. There be judgment for the Claimants against the First Defendant in the sum of £2.2 million, plus £291,988.71 in respect of interest. The said sum to be paid by the First Defendant to the Claimants by no later than 4pm on 26 September 2006.



2. The First Defendant do pay the Claimants' costs, such costs to be the subject of a detailed assessment if not agreed.

.....

.....

Solicitors for the Claimants

Scot Gordon Young

12 September 2006

Claim No. HQ06X00957

IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION

BETWEEN  
(1) DR FABIO BOTTERINI DE PELOSI  
(2) PROTEC TRUST MANAGEMENT  
ESTABLISHMENT  
(as trustees of the ZABLUDOWICZ  
TRUST)

Applicants

AND

(1) SCOT GORDON YOUNG  
(2) STANLEY SHERWIN BELLER  
(trading as BELLER & CO)

Respondents

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ORDER

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Lawrence Graham LLP  
190 Strand  
London WC2R 1JN

Solicitors for the Claimants

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IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION  
PRINCIPAL REGISTRY

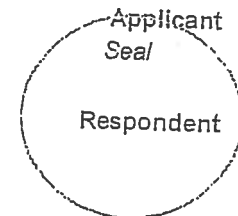


Matter No. FD07D02865

Dated 19<sup>th</sup> JUNE 2007

BETWEEN:

MICHELLE DANIQUE YOUNG  
and  
SCOT GORDON YOUNG



TO: SCOT GORDON YOUNG of :

- (1) 3467 North Moorings Way, Coconut Grove, Miami, Florida 33133, USA
- (2) c/o Mr Gwilym Davies, 82 Tiddington Road, Stratford-upon-Avon, Warwickshire CV37 7BA
- (3) c/o Greenfield Horizon Ltd of 3<sup>rd</sup> Floor, Nagico Building, Road Town, Tortola, British Virgin Islands c/o Mr Gwilym Davies, 82 Tiddington Road, Stratford-upon-Avon, Warwickshire CV37 7BA
- (4) c/o Condor Corporate Services Ltd of 15 Warwick Road, Stratford upon Avon, Warwickshire, CV37 6YW, c/o Mr Gwilym Davies, 82 Tiddington Road, Stratford-upon-Avon, Warwickshire, CV37 7BA

PENAL NOTICE

IF YOU SCOT GORDON YOUNG DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

THIS ORDER

*Myler*

1. This is a Worldwide Freezing Injunction made against SCOT GORDON YOUNG ('the Respondent') on 26 June 2007 by Mrs Justice Macur on the application of MICHELLE DANIQUE YOUNG ('the Applicant'). The Judge read the Affidavits listed in Schedule A and accepted the undertakings set out in Schedule B at the end of this Order.
2. This order was made on notice to the Respondent. The Respondent has a right to apply to the court to vary or discharge it - see paragraph 13 below. The parties may also agree in writing to vary it - see paragraph 14 below.

FREEZING INJUNCTION

3. Until the further order of the court, the Respondent must not:
  - (1) remove from England and Wales any of his assets up to the value of £60 million;
  - (2) transfer or dispose of or deal with or diminish the value of his assets worldwide whether held in his own name or in the name of his nominee or jointly with another, nor any assets in which he has an interest howsoever arising, up to the same value.
4. This prohibition includes in particular the following (but, for the avoidance of doubt, without limitation):
  - a. Any interest (howsoever held) that the Respondent may have in any of the following properties:
    - i. 29 South Lodge, 245 Knightsbridge, London, SW7 1DG
    - ii. 39 Chester Terrace, London, NW1 4ND
    - iii. Dione House, Oxford Road, Stokenchurch, High Wycombe, Buckinghamshire, HP1 3SX
    - iv. Buckinghamshire Suite, 26-27 Belgrave Square, London SW1 8QB
    - v. 3647 North Moorings Way, Coconut Grove, Miami 33133, Florida USA
    - vi. Wootton Place, Church Street, Wootton, Oxfordshire, OX20 1FA
    - vii. 27 Eaton Square, London, SW1W 9DF
    - viii. 28 Eaton Square, London, SW1W 9DF
    - ix. 29 Eaton Square, London, SW1W 9DF
    - x. 23 Wilton Crescent, London, SW1X
    - xi. Lincoln University Halls of residence.

- b. In the event that any of the above properties have been sold, the Respondent's interest in the net proceeds of sale thereof and/or any asset purchased wholly or in part with the net proceeds of sale;
  - c. Any money standing to the credit of any bank account;
  - d. Any shareholding in Esendex Limited (company number 04217280)
  - e. Any loan notes issued by Esendex Ltd
  - f. Any interest in Boss Holdings Ltd (company number 02838730) or its assets
  - g. Any shareholding in Fosse Developments Ltd (company number 04764639)
  - h. Any interest in Star Lane Estates Ltd (company number 05506638) or its assets
  - i. Any shareholding in Condor Corporate Services Ltd (company number 03713623)
  - j. Any interest in Greenfield Horizon Ltd (a company registered in the British Virgin Islands with company number 1000867) or its assets
  - k. Any shareholding in EPOSS Ltd (company number 03713623)
  - l. Any shareholding in EPOSS plc
  - m. Any loan notes issued by EPOSS plc
  - n. Any shareholding in Honnington Investments Ltd
  - o. Any shareholding in Shipston Investments Ltd
  - p. Any shareholding in Dominion Nominees Ltd
  - q. Any shareholding in Parasol Participations Ltd
  - r. Any shareholding in SMS Ltd (company number 05716119)
  - s. Any shareholding in MIG Ltd (company number 02584799)
  - t. Any shareholding in Qiosks Ltd
  - u. Any shareholding in IDM Cityscape Ltd (company number 05611706)
  - v. Any shareholding in ISENTRY Ltd (company number 05136224)
  - w. Any shareholding in Allied Minds plc (company number 05361385)
  - x. Any shareholding in Futuragene plc (company number 04001406)
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- y. Any shareholding in Xenos Ltd (company number 04069923)
  - z. Any shareholding in Minster Ltd (company number 01759121)

- aa. Any shareholding in Milvus Ventures Ltd (company number 04823135)
  - bb. Any shareholding in Solar Breeze Ltd
  - cc. Any shareholding in Canyonrose Ltd
  - dd. Any shareholding in Jaggersfield Ltd
  - ee. Any shareholding in Readywood Ltd
  - ff. Any shareholding in Westcreek Holdings Ltd
  - gg. Any shareholding in lake Golden Ltd
  - hh. In the event that the Respondent has sold any interest in any of the above, the Respondent's interest in the net proceeds of sale thereof and/or any asset purchased wholly or in part with the net proceeds of sale;
  - ii. Any interest the Respondent may have in the fixtures and fittings at (or formerly at) Wooton Place, Oxford;
  - jj. The Respondent's Roger Dubuis wristwatch;
  - kk. Any asset held in or by or via the Kilmona Foundation;
  - ll. Any asset held in or by or via the Espino Foundation;
  - mm. Any asset held on the Respondent's behalf by Gwillim Davis.
5. For the purpose of this order the Respondent's assets include any asset which he has the power, directly or indirectly, to dispose of or deal with as if it were his own. The Respondent is to be regarded as having such power if a third party holds or controls the asset in accordance with his direct or indirect instructions.
6. For the avoidance of doubt, the particular assets referred to at paragraph 4 above are subject to the freezing injunction in paragraph 3 above only if and to the extent that they are assets of the Respondent (as the term is explained in paragraph 5 above).
7. If the total value free of charges and other securities ('unencumbered value') of the Respondent's assets in England and Wales exceeds £60 million, the Respondent may remove any of those assets from England and Wales or may dispose of or deal with them so long as the total unencumbered value of the Respondent's assets still in England and Wales remains above £60 million.
8. If the total unencumbered value of the Respondent's assets in England and Wales does not exceed £60 million, the Respondent must not remove any of those assets from England and Wales or must not dispose of or deal with any of them. If the Respondent has other assets outside England and Wales, he may dispose of or deal with those assets outside England and Wales so long as the total unencumbered value of all his assets whether in or outside England and Wales remains above £60 million.
- 
9. The Applicant is at liberty to serve the application and this order on the Respondent overseas.

## PROVISION OF INFORMATION

### 10. The Respondent must:

- (1) Within 72 hours of service of this order and to the best of his ability (i) inform the Applicant in writing of all his assets with an individual or collective value in excess of £50,000 held worldwide whether in his own name or not and whether solely or jointly owned, giving the value, location and details of all such assets and (ii) set out the up to date position in respect of the proceedings that were issued against him in the Queens Bench Division under claim no HQ06X00957 and claim no HQ06X01635 and in the Chancery Division under claim number HC06CO1196. The Respondent may be entitled to refuse to provide some or all of this information on the grounds that he may incriminate him.
- (2) Within 4 days after being served with this order swear an affidavit confirming the above information which must be served on the Applicant's legal representatives.

## EXCEPTIONS TO THIS ORDER

11. (1) This order does not prohibit the Respondent from spending £6,000 a week towards his ordinary living expenses, including by providing for the Applicant and the parties' children, and also a reasonable sum on legal advice and representation, provided that in each case he shall inform the Applicant's legal representatives of the bank account(s) or source of funds withdrawn and provide documentary evidence of the same.
- (2) This order does not prohibit the Respondent from dealing with or disposing of any of his assets in the ordinary and proper course of business.
- (3) The Respondent may agree with the Applicant's legal representatives that the above spending limits should be increased or that this order should be varied in any other respect, but any agreement must be in writing.
- (4) This order does prevent the Respondent from complying with any obligations imposed upon him by any orders that have been made to date in the proceedings issued in the Queen's Bench Division under claim no HQ06X00957 and claim no HQ06X01635 and in the Chancery Division under claim number HC06CO1196. However, before complying with any such obligation he shall give the Applicant's legal representatives 24 hours notice in writing of (i) the obligation in question and (ii) the manner in which he intends to comply with the same and (iii) provide documentary evidence of the same.

## COSTS

12. The costs of this application (including those of the hearing before Mr Justice Moylan) are reserved to the judge hearing the petitioner's application for ancillary relief.

#### VARIATION OR DISCHARGE OF THIS ORDER

13. Anyone served with or notified of this order may apply to the court at any time during normal court hours to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicant's legal representatives of their intention to do so. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicant's legal representatives in advance.
14. The parties may agree in writing at any time that any of the items referred to a paragraph 4 above may be excluded from this order.

#### INTERPRETATION OF THIS ORDER

15. A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
16. A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

#### PARTIES OTHER THAN THE APPLICANT AND RESPONDENT

##### (1) Effect of this order

17. It is a contempt of court for any person notified of this order knowingly to assist in or permit a breach of this order. Any person doing so may be imprisoned, fined or have their assets seized.

##### (2) Set off by banks

18. This injunction does not prevent any bank from exercising any right of set off it may have in respect of any facility which it gave to the respondent before it was notified of this order.

##### (3) Withdrawals by the Respondent

19. No bank need enquire as to the application or proposed application of any money withdrawn by the Respondent if the withdrawal appears to be permitted by this order.

##### (4) Persons outside England and Wales

20. (1) Except as provided in subparagraph (2) below, the terms of this order do not affect or concern anyone outside the jurisdiction of this court.

(2) ~~The terms of this order will affect the following persons in a country or state outside the jurisdiction of this court-~~

- (a) the Respondent or his officer or agent appointed by power of attorney;



- (b) any person who-
  - (i) is subject to the jurisdiction of this court;
  - (ii) has been given written notice of this order at his residence or place of business within the jurisdiction of this court; and
  - (iii) is able to prevent acts or omissions outside the jurisdiction of this court which constitute or assist in a breach of the terms of this order; and
- (c) any other person, only to the extent that this order is declared enforceable by or is enforced by a court in that country or state.

(5) Assets located outside England and Wales

21. Nothing in this order shall, in respect of assets located outside England and Wales, prevent any third party from complying with-
- (1) what it reasonably believes to be its obligations, contractual or otherwise, under the laws and obligations of the country or state in which those assets are situated or under the proper law of any contract between itself and the Respondent; and
  - (2) any orders of the courts of that country or state, provided that reasonable notice of any application for such an order is given to the Applicant's solicitors.

COMMUNICATIONS WITH THE COURT

22. All communications to the court about this order should be sent to-  
 The Royal Courts of Justice, Strand, London WC2A 2LL, quoting the names of the parties and the Matter number given above.  
 The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

SCHEDULE A

AFFIDAVITS

The Applicant relied on the following affidavits-

- 1. First Affidavit of Michelle Danique Young sworn on 19 June 2007 together with its exhibit.

SCHEDULE B

UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANT

- 1 If the court later finds that this order has caused loss to the Respondent or a third party, and decides that they should be compensated for that loss, the Applicant will comply with any order the court may make

---

- 2 The Applicant will serve upon the Respondent together with this order as soon as practicable:

- (i) copies of the affidavits and exhibits containing the evidence relied upon by the Applicant, and any other documents provided to the court on the making of the application;
  - (ii) the Notice of Application;
  - (iii) the Petition and the Applicant's Form A.
- 3 Anyone notified of this order will be given a copy of it by the Applicant's legal representatives.
  - 4 The Applicant will pay the reasonable costs of anyone other than the Respondent which have been incurred as a result of this order including the costs of finding out whether that person holds any of the Respondent's assets and if the court later finds that this order has caused such person loss, and decides that such person should be compensated for that loss, the Applicant will comply with any order the court may make.
  - 5 If this order ceases to have effect the Applicant will immediately take all reasonable steps to inform in writing anyone to whom he has given notice of this order, or who he has reasonable grounds for supposing may act upon this order, that it has ceased to have effect.

#### NAME AND ADDRESS OF APPLICANT'S LEGAL REPRESENTATIVES

The Applicant's legal representatives are-

Charles Russell LLP  
8 – 10 New Fetter Lane, London EC4A 1RS  
Ref: MKF/JGW/069635  
Tel: 0207 203 5000  
Fax: 0207 203 0200  
Email: [Miranda.fisher@charlesrussell.co.uk](mailto:Miranda.fisher@charlesrussell.co.uk)



IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION  
PRINCIPAL REGISTRY



Matter No. FD07D02865

Dated 19<sup>th</sup> JUNE 2007

BETWEEN:

MICHELLE DANIQUE YOUNG

and

SCOT GORDON YOUNG

Applicant  
Seal

Respondent

TO: SCOT GORDON YOUNG of:

- (1) 3467 North Moorings Way, Coconut Grove, Miami, Florida 33133, USA
- (2) c/o Mr Gwilym Davies, 82 Tiddington Road, Stratford-upon-Avon, Warwickshire CV37 7BA
- (3) c/o Greenfield Horizon Ltd of 3<sup>rd</sup> Floor, Nagico Building, Road Town, Tortola, British Virgin Islands c/o Mr Gwilym Davies, 82 Tiddington Road, Stratford-upon-Avon, Warwickshire CV37 7BA
- (4) c/o Condor Corporate Services Ltd of 15 Warwick Road, Stratford upon Avon, Warwickshire, CV37 6YW, c/o Mr Gwilym Davies, 82 Tiddington Road, Stratford-upon-Avon, Warwickshire, CV37 7BA

PENAL NOTICE

IF YOU SCOT GORDON YOUNG DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

## THIS ORDER

1. This is a Worldwide Freezing Injunction made against SCOT GORDON YOUNG ('the Respondent') on 26 June 2007 by Mrs Justice Macur on the application of MICHELLE DANIQUE YOUNG ('the Applicant'). The Judge read the Affidavits listed in Schedule A and accepted the undertakings set out in Schedule B at the end of this Order.
2. This order was made on notice to the Respondent. The Respondent has a right to apply to the court to vary or discharge it - see paragraph 13 below. The parties may also agree in writing to vary it - see paragraph 14 below.

## FREEZING INJUNCTION

3. Until the further order of the court, the Respondent must not:
  - (1) remove from England and Wales any of his assets up to the value of £60 million;
  - (2) transfer or dispose of or deal with or diminish the value of his assets worldwide whether held in his own name or in the name of his nominee or jointly with another, nor any assets in which he has an interest howsoever arising, up to the same value.
4. This prohibition includes in particular the following (but, for the avoidance of doubt, without limitation):
  - a. Any interest (howsoever held) that the Respondent may have in any of the following properties:
    - i. 29 South Lodge, 245 Knightsbridge, London, SW7 1DG
    - ii. 39 Chester Terrace, London, NW1 4ND
    - iii. Dione House, Oxford Road, Stokenchurch, High Wycombe, Buckinghamshire, HP1 3SX
    - iv. Buckinghamshire Suite, 26-27 Belgrave Square, London SW1 8QB
    - v. 3647 North Moorings Way, Coconut Grove, Miami 33133, Florida USA
    - vi. Wootton Place, Church Street, Wootton, Oxfordshire, OX20 1FA
    - vii. 27 Eaton Square, London, SW1W 9DF
    - viii. 28 Eaton Square, London, SW1W 9DF
    - ix. 29 Eaton Square, London, SW1W 9DF
    - x. 23 Wilton Crescent, London, SW1X
    - xi. Lincoln University Halls of residence.

- b. In the event that any of the above properties have been sold, the Respondent's interest in the net proceeds of sale thereof and/or any asset purchased wholly or in part with the net proceeds of sale;
- c. Any money standing to the credit of any bank account;
- d. Any shareholding in Esendex Limited (company number 04217280)
- e. Any loan notes issued by Esendex Ltd
- f. Any interest in Boss Holdings Ltd (company number 02838730) or its assets
- g. Any shareholding in Fosse Developments Ltd (company number 04764639)
- h. Any interest in Star Lane Estates Ltd (company number 05506638) or its assets
- i. Any shareholding in Condor Corporate Services Ltd (company number 03713623)
- j. Any interest in Greenfield Horizon Ltd (a company registered in the British Virgin Islands with company number 1000867) or its assets
- k. Any shareholding in EPOSS Ltd (company number 03713623)
- l. Any shareholding in EPOSS plc
- m. Any loan notes issued by EPOSS plc
- n. Any shareholding in Honnington Investments Ltd
- o. Any shareholding in Shipston Investments Ltd
- p. Any shareholding in Dominion Nominees Ltd
- q. Any shareholding in Parasol Participations Ltd
- r. Any shareholding in SMS Ltd (company number 05716119)
- s. Any shareholding in MIG Ltd (company number 02584799)
- t. Any shareholding in Qiosks Ltd
- u. Any shareholding in IDM Cityscape Ltd (company number 05611706)
- v. Any shareholding in ISENTRY Ltd (company number 05136224)
- w. Any shareholding in Allied Minds plc (company number 05361385)
- x. Any shareholding in Futuragene plc (company number 04001406)
- y. Any shareholding in Xenos Ltd (company number 04069923)
- z. Any shareholding in Minster Ltd (company number 01759121)

- aa. Any shareholding in Milvus Ventures Ltd (company number 04823135)
- bb. Any shareholding in Solar Breeze Ltd
- cc. Any shareholding in Canyonrose Ltd
- dd. Any shareholding in Jagersfield Ltd
- ee. Any shareholding in Readywood Ltd
- ff. Any shareholding in Westcreek Holdings Ltd
- gg. Any shareholding in lake Golden Ltd
- hh. In the event that the Respondent has sold any interest in any of the above, the Respondent's interest in the net proceeds of sale thereof and/or any asset purchased wholly or in part with the net proceeds of sale;
- ii. Any interest the Respondent may have in the fixtures and fittings at (or formerly at) Wooton Place, Oxford;
- jj. The Respondent's Roger Dubuis wristwatch;
- kk. Any asset held in or by or via the Kilmona Foundation;
- ll. Any asset held in or by or via the Espino Foundation;
- mm. Any asset held on the Respondent's behalf by Gwillim Davis.

5. For the purpose of this order the Respondent's assets include any asset which he has the power, directly or indirectly, to dispose of or deal with as if it were his own. The Respondent is to be regarded as having such power if a third party holds or controls the asset in accordance with his direct or indirect instructions.
6. For the avoidance of doubt, the particular assets referred to at paragraph 4 above are subject to the freezing injunction in paragraph 3 above only if and to the extent that they are assets of the Respondent (as the term is explained in paragraph 5 above).
7. If the total value free of charges and other securities ('unencumbered value') of the Respondent's assets in England and Wales exceeds £60 million, the Respondent may remove any of those assets from England and Wales or may dispose of or deal with them so long as the total unencumbered value of the Respondent's assets still in England and Wales remains above £60 million.
8. If the total unencumbered value of the Respondent's assets in England and Wales does not exceed £60 million, the Respondent must not remove any of those assets from England and Wales or must not dispose of or deal with any of them. If the Respondent has other assets outside England and Wales, he may dispose of or deal with those assets outside England and Wales so long as the total unencumbered value of all his assets whether in or outside England and Wales remains above £60 million.
9. The Applicant is at liberty to serve the application and this order on the Respondent overseas.

## PROVISION OF INFORMATION

### 10. The Respondent must:

- (1) Within 72 hours of service of this order and to the best of his ability (i) inform the Applicant in writing of all his assets with an individual or collective value in excess of £50,000 held worldwide whether in his own name or not and whether solely or jointly owned, giving the value, location and details of all such assets and (ii) set out the up to date position in respect of the proceedings that were issued against him in the Queens Bench Division under claim no HQ06X00957 and claim no HQ06X01635 and in the Chancery Division under claim number HC06CO1196. The Respondent may be entitled to refuse to provide some or all of this information on the grounds that he may incriminate him.
- (2) Within 4 days after being served with this order swear an affidavit confirming the above information which must be served on the Applicant's legal representatives.

## EXCEPTIONS TO THIS ORDER

11. (1) This order does not prohibit the Respondent from spending £6,000 a week towards his ordinary living expenses, including by providing for the Applicant and the parties' children, and also a reasonable sum on legal advice and representation, provided that in each case he shall inform the Applicant's legal representatives of the bank account(s) or source of funds withdrawn and provide documentary evidence of the same.
- (2) This order does not prohibit the Respondent from dealing with or disposing of any of his assets in the ordinary and proper course of business.
- (3) The Respondent may agree with the Applicant's legal representatives that the above spending limits should be increased or that this order should be varied in any other respect, but any agreement must be in writing.
- (4) This order does prevent the Respondent from complying with any obligations imposed upon him by any orders that have been made to date in the proceedings issued in the Queen's Bench Division under claim no HQ06X00957 and claim no HQ06X01635 and in the Chancery Division under claim number HC06CO1196. However, before complying with any such obligation he shall give the Applicant's legal representatives 24 hours notice in writing of (i) the obligation in question and (ii) the manner in which he intends to comply with the same and (iii) provide documentary evidence of the same.

## COSTS

12. The costs of this application (including those of the hearing before Mr Justice Moylan) are reserved to the judge hearing the petitioner's application for ancillary relief.

### VARIATION OR DISCHARGE OF THIS ORDER

13. Anyone served with or notified of this order may apply to the court at any time during normal court hours to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicant's legal representatives of their intention to do so. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicant's legal representatives in advance.
14. The parties may agree in writing at any time that any of the items referred to a paragraph 4 above may be excluded from this order.

### INTERPRETATION OF THIS ORDER

15. A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
16. A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

### PARTIES OTHER THAN THE APPLICANT AND RESPONDENT

- (1) Effect of this order
  17. It is a contempt of court for any person notified of this order knowingly to assist in or permit a breach of this order. Any person doing so may be imprisoned, fined or have their assets seized.
- (2) Set off by banks
  18. This injunction does not prevent any bank from exercising any right of set off it may have in respect of any facility which it gave to the respondent before it was notified of this order.
- (3) Withdrawals by the Respondent
  19. No bank need enquire as to the application or proposed application of any money withdrawn by the Respondent if the withdrawal appears to be permitted by this order.
- (4) Persons outside England and Wales
  20. (1) Except as provided in subparagraph (2) below, the terms of this order do not affect or concern anyone outside the jurisdiction of this court.
    - (2) The terms of this order will affect the following persons in a country or state outside the jurisdiction of this court-
      - (a) the Respondent or his officer or agent appointed by power of attorney;



(b) any person who-

- (i) is subject to the jurisdiction of this court;
- (ii) has been given written notice of this order at his residence or place of business within the jurisdiction of this court; and
- (iii) is able to prevent acts or omissions outside the jurisdiction of this court which constitute or assist in a breach of the terms of this order; and

(c) any other person, only to the extent that this order is declared enforceable by or is enforced by a court in that country or state.

(5) Assets located outside England and Wales

21. Nothing in this order shall, in respect of assets located outside England and Wales, prevent any third party from complying with-

- (1) what it reasonably believes to be its obligations, contractual or otherwise, under the laws and obligations of the country or state in which those assets are situated or under the proper law of any contract between itself and the Respondent; and
- (2) any orders of the courts of that country or state, provided that reasonable notice of any application for such an order is given to the Applicant's solicitors.

#### COMMUNICATIONS WITH THE COURT

22. All communications to the court about this order should be sent to-

The Royal Courts of Justice, Strand, London WC2A 2LL, quoting the names of the parties and the Matter number given above.

The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

#### SCHEDULE A

##### AFFIDAVITS

The Applicant relied on the following affidavits-

- 1. First Affidavit of Michelle Danique Young sworn on 19 June 2007 together with its exhibit.

#### SCHEDULE B

##### UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANT

- 1 If the court later finds that this order has caused loss to the Respondent or a third party, and decides that they should be compensated for that loss, the Applicant will comply with any order the court may make.
- 2 The Applicant will serve upon the Respondent together with this order as soon as practicable:

- (i) copies of the affidavits and exhibits containing the evidence relied upon by the Applicant, and any other documents provided to the court on the making of the application;
  - (ii) the Notice of Application;
  - (iii) the Petition and the Applicant's Form A.
- 3 Anyone notified of this order will be given a copy of it by the Applicant's legal representatives.
  - 4 The Applicant will pay the reasonable costs of anyone other than the Respondent which have been incurred as a result of this order including the costs of finding out whether that person holds any of the Respondent's assets and if the court later finds that this order has caused such person loss, and decides that such person should be compensated for that loss, the Applicant will comply with any order the court may make.
  - 5 If this order ceases to have effect the Applicant will immediately take all reasonable steps to inform in writing anyone to whom he has given notice of this order, or who he has reasonable grounds for supposing may act upon this order, that it has ceased to have effect.

NAME AND ADDRESS OF APPLICANT'S LEGAL REPRESENTATIVES

The Applicant's legal representatives are-

Charles Russell LLP  
8 – 10 New Fetter Lane, London EC4A 1RS  
Ref: MKF/JGW/069635  
Tel: 0207 203 5000  
Fax: 0207 203 0200  
Email: Miranda.fisher@charlesrussell.co.uk

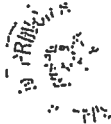


IN THE HIGH COURT OF JUSTICE

CASE NO: FD07D02865

FAMILY DIVISION

BEFORE DISTRICT JUDGE *Harper*



IN CHAMBERS

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

and

SCOT GORDON YOUNG

Respondent

---

CONSENT ORDER

---

BY CONSENT IT IS ORDERED THAT:

1. The Order of Mr Justice Moylan dated 19 June 2007 and continued by Mrs Justice Macur on 26 June 2007 be varied to remove any reference, express or Implied, in that Order and in particular paragraphs q, bb – hh inclusive, kk and ll to any interest the Respondent has or has had in the retention proceeds (the Moscow Retention) held by Jirehouse Capital and Mishcon de Reya Solicitors as escrow agents and arising from the sale of B Shares in Parasol Participations Ltd by Solar Breeze Ltd and others
2. No Order for the costs of this application

Dated this 21<sup>st</sup> day of August 2007.



NO: FD07D02865

IN THE HIGH COURT OF JUSTICE

PRINCIPAL REGISTRY OF THE FAMILY DIVISION

*Maintenance cases pending in the Principal Registry created by virtue of section 42 of the Matrimonial and Family Proceedings Act 1984 as pending in a divorce county court.*

BETWEEN *Mirabelle Danielle Young* Petitioner  
AND *Scott Gordon Young* Respondent

*Before Deputy District Judge Leach sitting at Principal Registry of the Family Division, First Avenue House, 42-49 High Holborn, London, WC1V 6NP on 27th September 2007*

Upon Hearing Counsel for the Petitioner and the Respondent in person,

IT IS ORDERED THAT:-

1. The Respondent shall reply to the Petitioner's questionnaire, producing those documents which have been requested that are within his possession or within his custody or within his power to obtain, by 4.00pm on the 31st January 2008.
2. In the event that the Respondent objects to answering any of the questions in the Petitioner's questionnaire he shall notify the Petitioner's solicitors, Charles Russell of that fact by 4.00pm on the 25th October 2007 setting out (i) the question (or part thereof) to which he objects and (ii) the precise nature of the objection.
3. The Petitioner's application is transferred to the High Court.
4. The application be listed for Financial Dispute Resolution hearing on the 16th June 2008 at 10.30 before a High Court Judge sitting at the Royal Courts of Justice, Strand, London, WC2A 2LL (time estimate one day). The parties and their advisers are to attend one hour beforehand for the purpose of negotiations.
5. Liberty to either party to apply to a District Judge for directions in respect of any question to which objection is taken by the Respondent under paragraph 2 above, as for further directions.
6. Costs reserved.



This is a copy of the original document of the High Court of Justice, Principal Registry of the Family Division, dated 27.9.07. It is a copy of the original document and is not a certified copy. It is not to be used as evidence in any court of law. It is the property of the High Court of Justice and is to be returned to the High Court of Justice when it is no longer required.

NO: FD07D02865

IN THE HIGH COURT OF JUSTICE

PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry (created by virtue of section 42 of the Matrimonial and Family Proceedings Act 1984) as pending in a divorce county court

HELVENSON Michelle Danielle Young Petitioner

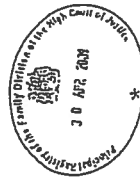
AND Scott Gordon Young Respondent

Before District Judge sitting at Principal Registry of the Family Division, First Avenue House, 42-49 High Holborn, London, WC1V 6NP on 30th April 2008

UPON HEARING the Advocate for the Petitioner

AND UPON the Court being satisfied as to service upon the Petitioner  
IT IS ORDERED THAT

1. The Court declares that upon service of this Order upon the Petitioner and the Respondent Charles Russell LLP have ceased to be the solicitors acting for the Petitioner in these proceedings.



This document is the property of the Principal Registry of the Family Division, First Avenue House, 42-49 High Holborn, London. It may only be reproduced in whole or in part without the written permission of the Court. It is not to be used for any other purpose.

Order

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Case No. F0007D02865

Before the Honorable Mr Justice Moylan sitting at the Royal Courts of Justice, Strand, London WC2A 2DL  
in chambers:

BEFORE:

MITCHELL MANIQUE YOUNG

Petitioner

- and -

SCOTT GARDON YOUNG

Respondent

UPON HEARING Leading Counsel for the Petitioner and the Respondent in person  
AND UPON THE RESPONDENT INDICATING

- (a) that he will sign and return to the Petitioner's solicitors letters of authority to be provided by the Petitioner's solicitors in the form of the draft attached (with the necessary details completed) addressed to the persons named in the attached Schedule of Persons to be Served
- (b) that he does not intend to instruct a forensic accountant to give expert evidence on his behalf

IT IS HEREBY ORDERED BY CONSENT

1. That the Petitioner may serve documents in these proceedings on the Respondent by posting them to him C/o Gwilym Davies Esq., 87 Toddington Road, Stratford upon Avon Warwickshire CV37 7BA and may additionally serve him by e-mail at [scot@scotyoung.com](mailto:scot@scotyoung.com), provided that the documents are not too voluminous and further provided that documents served by e-mail are also sent to the Respondent by post as above;

AND IT IS FURTHER ORDERED

2. That the Respondent do by 4pm on Friday 4<sup>th</sup> July 2008 file and serve on the Petitioner an affidavit in response to the Petitioner's application for maintenance pending suit and interim periodical payments and her witness statement in support thereof and that the said application be thereafter adjourned generally with liberty to the Petitioner to apply to fix a date for the application to be heard;

3. That the Respondent do by 4pm on Monday 30 June 2008 provide the Petitioner with detailed information as to the number of shares in Telefonica O2 UK Limited or any other company associated with the same or with the name O2 held by him or by any person on his behalf or by or on behalf of any entity in which he has a beneficial interest at any time in the last four years, giving the date(s) of acquisition of the same, the circumstances of each such acquisition, the date(s) of any disposal(s) of the same and the circumstances of each disposal(s), explaining the destination of any proceeds of sale on any such disposal and explaining in full the details of any beneficial interest held in any such shares by any party other than the Respondent;

PROVIDED THAT if the Respondent still by 4pm on Friday 27 June have notified the Petitioner in writing that he objects to providing the said information on the ground that it might incriminate him, he shall not be so required to provide the same, but the Petitioner has permission to apply for an order that he provide it;

4. (1) That the Petitioner has permission to serve a further questionnaire upon the Respondent by Monday 14 July 2008;

(2) That if the Respondent objects to answering any of the questions in the said questionnaire he must by 4pm on Monday 28 July 2008 give the Petitioner's solicitors notice of such objection(s);

(3) That if the Respondent wishes to seek an extension of time for answering the questionnaire he must by 4pm on Monday 28 July 2008 notify the Petitioner's solicitors of how long an extension of time he seeks and if such extension is not agreed by 4pm on Friday 1 August 2008 he must issue an application for such extension of time as he seeks by 4pm on Friday 8 August 2008;

(4) That the Respondent must answer the questionnaire insofar as no objection has been taken to the said questions in accordance with (2) above by 4pm on Monday 25 August 2008, unless the Court has previously extended his time for answering the same;

(5) That the Petitioner has permission to apply to the District Judge for an order that the Respondent answers any question(s) which he has objected to answering upon two clear days' notice;

5. That the Petitioner may rely upon the evidence of a forensic accountant and that the following directions shall apply:

(1) The Petitioner will serve a report from the forensic accountant instructed on her behalf within 21 days of service of the Respondent's answers to the further questionnaire in accordance with paragraph 4 above;

(2) That the Respondent has permission to provide a written response to the report of the forensic accountant instructed on behalf of the Petitioner within 21 days of the service of the same;

6. That the FDR be re-fixed before a High Court Judge for the first open date after 17 October 2008 upon application to the Clerk of the Rules by Counsels clerk;

7. That the costs of this hearing be costs in the application.

Dated this 19<sup>th</sup> day of June 2008

100





Case No: F007D02865

IN THE HIGH COURT OF JUSTICE  
IN THE PRINCIPAL REGISTRY OF THE  
FAMILY DIVISION

11.05.2018

Michelle Danielle Young

Respondent

Michelle Danielle Young

Respondent

APPLICATION NOTICE

Take Notice that I, Michelle Danielle Young of 14 Regentis Park Terrace, London NW1 7ED the above named Petitioner make the following application:

1. Further to the Order of Moylan J of 16<sup>th</sup> June 2008 (attached), the Respondent has failed to produce a Response to the Petitioner's Supplementary Questionnaire and the Petitioner requests that due to the Respondent's persistent breach of paragraph 4 of the Order the Respondent be held in Contempt of Court;
2. That a Penal Notice be attached to the Order of Moylan J; and
3. That in accordance with Paragraph 3 of the Order of Moylan J the Respondent be ordered to answer those questions put to him by the Court in relation to the Telefonica/O2 shares or

alternatively that the Petitioner be given authority to request information regarding the shareholding and the identity of the brokers from Telefonica/O2.

Dated this 24<sup>th</sup> day of October 2008

For the Petitioner:

.....

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Case No: FD07002865

Before the Honorable Mrs Justice Pauffley

in private

in the matter of: Scott Gordon Young

Petitioner

vs

Scott Gordon Young

Respondent

---

ORDER OF MRS JUSTICE PAUFFLEY OF 24<sup>th</sup> OCTOBER 2008

---

It is hereby Ordered that:

1. The Petitioner has permission to request detailed information from the Registrar of Companies O2 UK Ltd as to the number of shares in Telefonica O2 UK Ltd or any other company associated with the same or with the name O2) held at any time by the Respondent or by any person on his behalf or by or on behalf of any entity in which he has a beneficial interest as any time, giving dates of acquisition of the same, the circumstances of each such acquisition, the date(s) of any disposal(s) of the same and the circumstances of such disposal and details of any beneficial interest held in any shares by any other third party than the Respondent.

2. The Petitioner has permission to request information from the Registrar of Telefonica O2 UK Ltd as to the identity of the Broker who dealt with the Respondent or his nominees in relation to the acquisition or disposal of the Telefonica O2 UK shares as referenced at Paragraph 1 above.

3. The Petitioner has permission to request detailed information from the Banker identified as having dealt with the acquisition or disposal of the Telefonica O2 UK shares referred to in Paragraph 3 of this Order which shall include information or request details as to the nature of shares held at any time by the Respondent or by any persons on his behalf or by or on behalf of any entity in which he has a beneficial interest as any other, among others, of application of the same, the circumstances of such acquisition, the date(s) of any interest held in any shares by any other listed party than the Respondent.

4. The Respondent must answer the supplementary Questionnaire served upon him by the Petitioner by 4pm on Friday 7<sup>th</sup> November 2011. This Paragraph 4 of the Order is subject to the Formal Notice as attached to this Order.

PENAL NOTICE

IF YOU SCOT GORDON YOUNG DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ORDER

CASE NO. FD 07D02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

BEFORE THE HONOURABLE MRS JUSTICE HOGG  
SITTING AT THE ROYAL COURTS OF JUSTICE, STRAND, LONDON WC2A 2LL IN  
CHAMBERS ON THIS 12<sup>TH</sup> DAY OF MARCH 2009

BETWEEN:-

MICHELLE DANIQUE YOUNG

Applicant

-And-

SCOT GORDON YOUNG

Respondent

IMPORTANT:-

NOTICE TO THE RESPONDENT, SCOT GORDON YOUNG

Penal Notice. If you disobey paragraph 12 or 13 of this Order you may be found guilty of contempt of Court and may be sent to prison or fined.

UPON HEARING Counsel for the Applicant and upon the Applicant's applications for an Order that the Respondent should surrender his passport (and any other travel documents) to the Tipstaff pursuant to the Court's Inherent Jurisdiction AND following the Order of Mr Justice Moylan of the 19 June 2008 (as backed with a Penal Notice on the 24 October 2008);

AND UPON RECEIVING The evidence set out in Schedule A below;

AND UPON The Court deciding to make this Order without notice for the reasons set out in the Applicant's affidavit of the 12th March 2009, specifically the threat that if the Respondent had advance notice of this application there is a reasonable risk that he would either (a) not come into the jurisdiction of England and Wales or (b) that if he is already in the jurisdiction of England and Wales that he might flee the jurisdiction or (c) this might precipitate the removal of the children from the jurisdiction;

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.  
Rbmay03

AND UPON ACCEPTING The undertakings set out in Schedule B below;

AND, At the time of making this Order, UPON GIVING directions to the Tipstaff of the High Court of Justice to obtain and, until further direction of the Court, to keep safely the Respondent's passport and travel documents;

THE COURT HEREBY ORDERS THAT:-

1. The Respondent must not:

- (a) Make any application for;
- (b) Obtain, seek to obtain; or
- (c) Knowingly cause, permit, encourage or support any steps being taken to apply for, or obtain;

Any passport, identity card, ticket, travel warrant or other document which would enable either (i) Scarlett (born 18 September 1992) or (ii) Sasha (born 19 November 1994) to leave England and Wales;

2. The Respondent must not knowingly cause or permit:

- (a) the place at which Scarlett Young and Sasha Young presently resides within England and Wales to be changed; and
- (b) the child or children to be removed from the jurisdiction of England and Wales;

3. This Order or a faxed copy of it must be personally served upon the Respondent and upon any other person whom it is proposed to make liable under it PROVIDED THAT, if the Respondent or any other person refuses or evades personal service, the Court will consider that he or she has been validly served if the effect of the Order has been brought to his or her attention;

4. The obligations under paragraph 1, 2 and 3 above will continue until the further hearing which shall be listed within 48 working hours of the service by the Tipstaff of the Order requiring him to surrender his passport;

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

5. Permission is given to the Respondent and to any other person served with this Order to apply immediately to the Court for it to be discharged or varied. Notice of any such application to be given to the Applicant's solicitors who are:

Ayesha Vardag Solicitors  
Bell House,  
8 Bell Yard,  
The Strand,  
London WC2A 2JR  
England

Tel: (0)207 404 9390

Fax: (0)207 404 8995

6. The matter shall be restored for further directions within 48 hours of the service of the Order requiring the Respondent to surrender his passport and travel documents OR on earlier application by the Respondent or the Petitioner to restore this matter;
7. Costs reserved.

Dated, this 12 day of March 2009.



WBW/YOUNG.12Giii

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.  
Rbmay03

## SCHEDULE A

The court received the following evidence:-

- (i) Affidavit sworn by the Applicant on 12 March 2009.
- (ii) No oral evidence was given.

## SCHEDULE B

The Court accepted the following undertaking:-

Of the Applicant's Solicitors, namely Messrs Ayesha Vardag

Ayesha Vardag Solicitors  
Bell House,  
8 Bell Yard,  
The Strand,  
London WC2A 2JR  
England

Tel: (0)207 404 9390

Fax: (0)207 404 8995

(ref: EB) forthwith to inform the Tipstaff in writing in the event that for any reason there is no further need for his services herein.

Of the Applicant:

1. That she will indemnify in damages any person who suffers loss as a consequence of making this order, if it is subsequently held that this order should not have been made;
2. That she will not refuse contact between the Respondent and Scarlett and / or Sasha on the basis that the Respondent's passports are with the Tipstaff rather than with his solicitors.

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.



**IMPORTANT NOTICE TO THE RESPONDENT  
AND TO ANY OTHER PERSON SERVED WITH  
THIS ORDER**

**1. LIABILITY TO BE ARRESTED**

At the time of making this order the court has directed the Tipstaff to arrest any person whom he has reasonable cause to believe has been served with this order and has disobeyed any part of it. If he arrests you, the Tipstaff must explain to you the ground for your arrest, must bring you before the court as soon as practicable and in any event no later than the working day immediately following your arrest and must detain you until then.

**2. LIABILITY TO BE COMMITTED TO PRISON**

Each of any part of this order would be a contempt of court punishable by imprisonment or fine. Accordingly, whether or not the Tipstaff arrests you, you may be summoned to attend court and, if you are found to be in breach of the order, you are liable to be committed to prison or fined.

**3. YOUR RIGHTS**

You have the following rights:-

(a) to seek legal advice and, if arrested, to be given the opportunity as soon as practicable to seek legal advice. This right does not entitle you to disobey any part of this order until you have sought legal advice;

(b) to require the Applicant's solicitors, namely  
Messrs Aycsha Vardag Solicitors  
Bell House  
8 Bell Yard  
London WC2A 2JR

(ref: EB, tel: 0207 404 9190) at their own expense to supply you with a copy of any affidavit and their note of any oral evidence referred to in Schedule A above;

(c) to apply, whether by counsel or solicitor or in person, to the Judge of the High Court, Family Division, assigned to hear Urgent Applications at the Royal Courts of Justice, Strand, London WC2A 2LL, if practicable after giving notice to the Applicant's solicitors, for an order discharging or varying any part of this order. This right does not entitle you to disobey any part of this order until your application has been heard;

*(Continued overleaf)*

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 am and 4.30 pm on Mondays to Fridays.  
Rbmsy03

(d) to apply, whether by counsel or solicitor or in person, to the Judge referred to at (c), if practicable after giving notice to the Applicant's solicitors, for a direction that the Tipstaff should not inform the Applicant, through solicitors, of the child's whereabouts. Such a direction will be made only on substantial grounds. Once you have notified him of a proposed application for such a direction, the Tipstaff will not inform the Applicant's solicitors of the child's whereabouts until your application has been heard; and

(e) if you do not speak or understand English adequately, to have an interpreter present in court at public expense in order to assist you at the hearing of any application relating to this order.

#### 4. THE TIPSTAFF

The Tipstaff is the enforcement officer of the High Court at the Royal Courts of Justice. He has a deputy and assistants and can authorise police officers to act on his behalf. Any obligation to give information to the Tipstaff or to hand over a document to him includes an obligation to do so to his deputy or assistant or a police officer acting on his behalf.

#### 5. INTERPRETATION

Unless the contrary intention appears in this order and the directions to the Tipstaff referred to herein (a) words in the singular shall include the plural, (b) words in the plural shall include the singular, (c) when a word refers to, or is applied to refer to, more than one person it shall apply to each and all such persons and (d) words importing the masculine gender shall include females.

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 22-29 High Holborn, London WC1V 6NY quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

Form 12

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

CASE NO.: FD07D02865

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

and

SCOT GORDON YOUNG

Respondent

ORDER

Before The Honourable Mr Justice Coleridge sitting at the Royal Court of Justice,  
Strand on 26 March 2009

UPON hearing Counsel for the Applicant on a without notice application

AND in the exercise of the court's Jurisdiction under s.19 of the Supreme Court Act  
1981

IT IS ORDERED THAT:

1. The United Kingdom Home Office Identity and Passport Service be directed:
  - a. not to issue any new passport or travel documents to the Respondent,  
SCOT GORDON YOUNG (d.o.b.: 10 January 1962) pending further order  
of this court; and
  - b. to provide to the Applicant's solicitors, Messrs Ayesha Vardag (Bell  
House, 8 Bell Yard, London WC2A 2JR ), no later than 4pm on 27 March  
2009 with all details of any applications made by the Respondent (and the  
outcome of those applications) within the last 6 months for a new passport  
or other travel documents.
2. This order shall be:
  - a. served forthwith upon United Kingdom Home Office Identity and  
Passport Service personally and by way of facsimile; and
  - b. served personally upon the Respondent together with the orders made by  
Mrs Justice Hogg dated 12 March 2009.

3. Permission is given to the United Kingdom Home Office Identity and Passport Service and/or the Respondent to apply immediately to discharge or vary the terms of this order upon notice to the Applicant's solicitors who are:

Messrs Ayesha Vardag  
Bell House  
8 Bell Yard  
London  
WC2A 2JK

4. This matter shall be restored for further consideration on the first to occur of:

- a. the return date hearing ordered by Mrs Justice Hogg on 12 March 2009 in the event that her order of that same date is served upon the Respondent; and in default
- b. on 7 April 2009 at 10.30am AT RISK before a Judge of the Division with a time estimate of 30 minutes.

5. Costs reserved.

Dated: 26 March 2009

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

CASE NO.: FD07D02865

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

and

SCOT GORDON YOUNG

Respondent

ORDER

**PENAL NOTICE:** If you, Scot Gordon Young, disobey paragraph 2 of this Order you may be found guilty of contempt of Court and may be sent to prison or fined.

Before The Honourable Mr Justice Coleridge sitting at the Royal Court of Justice, Strand on 27 March 2009

UPON hearing Counsel for the Applicant and the Respondent in person

AND UPON the solicitors for the Applicant offering to:

- a. personally collect the Respondent's computer and some further clothes and belongings from his address in Berlin, Federal Republic of Germany on the weekend of 28-29 March 2009; and
  - b. provide an undertaking not to open or interfere in any way with the Respondent's computer while in transit
- but the Respondent refusing to accept that offer.

AND UPON the Respondent having disclosed his current address within England to the Applicant and her solicitors.

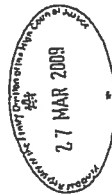
AND UPON the Applicant and her solicitors, Messrs Ayesha Yardag, undertaking to the court not to disclose the Respondent's address in England to any other person save:

- a. for the purpose of serving orders upon him; or
- b. with the Respondent's, or any solicitors he instructs, written agreement.

IT IS ORDERED THAT:

1. The orders of:
  - a. Mrs Justice Hogg dated 12 March 2009; and
  - b. Mr Justice Coleridge dated 26 March 2009do continue until further order of this court.
2. The Respondent shall by 4pm 1 May 2009 reply to, and provide the documentation requested in, the Applicant's Supplemental Questionnaire dated 29 July 2009.
3. The following matters are set down to be further considered by a judge of the Division on 7 April 2009 at 10.30am with a time estimate of half a day (which has already been held "AT 10.30am") in the following order:
  - a. the continuation of the orders of Mr Justice Hogg dated 12 March 2009; and
  - b. Mr Justice Coleridge dated 26 March 2009;
  - c. further directions in respect of the Applicant's application for ancillary relief; and
  - d. the Applicant's application for maintenance pending suit.
4. The Respondent shall by no later than 4pm on 1 April 2009 file and serve a sworn statement dealing with the matters listed in paragraph 3(a)-(c) above.
5. There be permission to the Applicant to file and serve a sworn statement in reply, if so advised, no later than 4pm on 3 April 2009.
6. A penal notice be attached to paragraph 2 of this order.
7. The Respondent shall attend the hearing on 7 April 2009.
8. Upon:
  - a. the Respondent being present in court today; and
  - b. the court having explained to him the terms of this order including the implications of any failure to comply with paragraph 2, to which a penal notice has been attached; and
  - c. the Respondent having confirmed to this court that he understands those terms and the implications of any breach of paragraph 2service of this order upon the Respondent is hereby deemed effective and personal service upon him is dispensed with.
9. Costs reserved.

Dated: 27 March 2009



IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

CASE NO.: HD07D02865

BETWEEN:

MICHELE DANIQUE YOUNG

Applicant

and

SCOT GORDON YOUNG

Respondent

ORDER

**PENAL NOTICE:** If you, Scot Gordon Young, disobey paragraph 2 of this Order, you may be found guilty of contempt of Court and may be sent to prison or fined.

Before The Honourable Mr Justice Coleridge sitting at the Royal Court of Justice,  
Strand on 27 March 2009

UPON hearing Counsel for the Applicant and the Respondent in person

IT IS ORDERED THAT:

1. The orders of:
  - a. Mrs Justice Hogg dated 12 March 2009; and
  - b. Mr Justice Coleridge dated 26 March 2009do continue until further order of this court.
2. The Respondent shall by 4pm 1 May 2009 reply to, and provide the documentation requested in, the Applicant's Supplemental Questionnaire dated 25 July 2008.
3. The following matters are set down to be further considered by a Judge of the Division on 15 May 2009 at 10.30am with a time estimate of half a day to be listed "AT RISK":
  - a. further directions in respect of the Applicant's application for ancillary relief; and

- b. the Applicant's application for maintenance pending suit (currently listed on 7 April 2009); and
- c. the continuation of the orders of Mrs Justice Hogg dated 12 March 2009 and Mr Justice Coleridge dated 26 March 2009.

4. The maintenance pending suit hearing listed on 7 April 2009 be vacated forthwith.

5. A penal notice be attached to paragraph 2 of this order.

6. The Respondent shall attend the hearing on 15 May 2009.

7. Upon:

- a. the Respondent being present in court today; and
  - b. the court having explained to him the terms of this order including the implications of any failure to comply with paragraph 2, to which a penal notice has been attached; and
  - c. the Respondent having consented to this court that he understands those terms and the implications of any breach of paragraph 2
- service of this order upon the Respondent is hereby deemed effective and personal service upon him is dispensed with.

8. Costs reserved.

Dated: 27 March 2009





..... application for maintenance pending suit;

4. There be permission to the Applicant to file and serve a sworn statement, if so advised, dealing with the issue of maintenance pending suit, any matters arising from the Respondent's Answers to the Applicant's Supplemental Questionnaire dated 25th July 2009 and his sworn Statement dated 1st April 2009, if so advised, by no later than 4pm on 7th May 2009;

5. There be permission to the Respondent to file and serve a sworn statement in reply, if so advised, no later than 4pm on 12th May 2009;

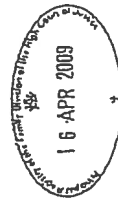
6. With reference to paragraph 5 of Mr Justice MYLAN'S Order dated 19th June 2009, the Applicant may rely upon the evidence of a forensic accountant and the following directions may apply:-

6.1 the Applicant will serve a report from a forensic accountant instructed on her behalf within 21 days of service of the Respondent's Answers to the Supplemental Questionnaire in accordance with paragraph 2 of Mr Justice COLEMAN'S Order dated 27th March 2009

6.2 the Respondent has permission to provide a written response to the report of the forensic accountant instructed on behalf of the Applicant within 21 days of service of the same;

7. The Respondent shall attend the hearing on 15th May 2009;

8. Costs reserved.



This document is the property of the court and is to be kept confidential. It is not to be disseminated outside the court. Any person who discloses this document to any other person without the permission of the court may be liable to criminal proceedings for contempt of court. This document is the property of the court and is to be kept confidential. It is not to be disseminated outside the court. Any person who discloses this document to any other person without the permission of the court may be liable to criminal proceedings for contempt of court.

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

CASE NO.: FD07D02865

BETWEEN:

MICHELLE DANIQUE YOUNG

and

SCOT GORDON YOUNG

Applicant

Respondent

ORDER

BEFORE The Honourable Mr Justice Charles sitting at the Royal Courts of Justice on 15 May 2009

UPON HEARING Counsel for the Applicant and the Respondent (in person, but assisted in his preparation by a solicitor);

AND UPON the Applicant's solicitors having spoken to the Respondent on the telephone and explaining to him why his answers dated 1 May 2009 to the Applicant's Supplemental Questionnaire dated 25 July 2009 are not sufficient to enable the matter to proceed to maintenance pending suit, the Respondent having refused this adjournment

IT IS ORDERED THAT:

1. The Applicant's application for maintenance pending suit, and the Respondent's application to vary the terms of the Orders set out in paragraph 2 be adjourned to Wednesday 20 May 2009, to be listed for 2 hours in front of the applications judge, or alternatively Mr Justice Charles if available.
2. The Orders of:
  - a) Mrs Justice Hogg, dated 12 March 2009;
  - b) Mr Justice Coleridge, dated 26 March 2009; and
  - c) Mr Justice Coleridge, dated 27 March 2009 shall continue until such further Order as is made at that adjourned hearing.
3. The Applicant is hereby given leave to serve any application for committal against the Respondent short, provided that any such application is served by 12 noon on Tuesday 19 May 2009, the Respondent having agreed to attend at the offices of the Applicant's Solicitors at 4pm on Monday, 18 May 2009 to receive service.
4. Costs reserved.

Dated this 15th day of May 2009

Approved  
*Ann Clarke*

15/5/09

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15

*Order*  
**IN THE HIGH COURT OF JUSTICE**  
**FAMILY DIVISION**

Before: the Honourable Mr Justice Charles,  
Sitting at the Royal Courts of Justice, Strand, London WC2A 2LL in open Court

**BETWEEN:**

**MICHELLE DANIQUE YOUNG**

*Applicant*

*And*

**SCOT GORDON YOUNG**

*Respondent*

**IMPORTANT:**

**NOTICE TO THE RESPONDENT, SCOT GORDON YOUNG**

Penal Notice. If you disobey paragraph 1 or 2 of this Order you may be found guilty of contempt of court and may be sent to prison or fined.

**UPON HEARING** Leading counsel for the Applicant and leading counsel for the Respondent;  
**AND UPON** The Applicant's applications for:

- (a) The Respondent to show cause why he should not be committed to prison for his alleged failure to answer the Applicant's questionnaire;
- (b) The Applicant's application for an order that the Respondent should surrender his passport (and any other travel documents) to the Tipstaff pursuant to the Court's inherent jurisdiction **AND** following the orders of Mr Justice Moylan of the 19 June 2008 (as backed with a penal notice on the 24 October 2008), Mrs Justice Hogg (12 March 2009), Mr Justice Coltridge (26 and 27 March 2009) and Mr Justice Charles (13 May 2009);
- (c) The Applicant's application for maintenance pending suit.

**AND UPON READING** The bundles filed herein;

**AND UPON** The basis that the Respondent will do his utmost to provide answers to the Applicant's outstanding questionnaire within the next 28 days (and in particular an answer to question 51);

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.  
(Hmwyd)

AND UPON ACCEPTING The undertakings by the Applicant that she w...

- (a) indemnify in damages any person who suffers loss as a consequence of making this order, if it is subsequently held that this order should not have been made.
- (b) That she will not refuse contact between the Respondent and Scarlett and / or Sasha on the basis that the Respondent's passports are with the Tipstaff rather than with his solicitors

AND, at the time of making this order, UPON GIVING directions to the Tipstaff of the High Court of Justice to continue to retain and, until further direction of the court, to keep safely the Respondent's passport and travel documents;

**THE COURT HEREBY ORDERS BY CONSENT THAT:-**

1. The Respondent must not:-
  - (a) Make any application for,
  - (b) Obtain, seek to obtain, or
  - (c) Knowingly cause, permit, encourage or support any steps being taken to apply for, or obtain

Any passport, identity card, ticket, travel warrant or other document which would enable either (i) Scarlett (born 18 September 1992) or (ii) Sasha (born 19 November 1994) to leave England and Wales.

2. The Respondent must not knowingly cause or permit:-
  - (a) the place at which Scarlett Young and Sasha Young presently resides within England and Wales to be changed, and
  - (b) the child or children to be removed from the jurisdiction of England and Wales.

3. This order is deemed to have been personally served upon the Respondent at the hearing on the 20 May 2009 by virtue of his personal attendance at that hearing and his being made aware of it by the Court. ~~As set out in this order or any adjournment notice need be personally served on the Respondent.~~

The obligations under paragraph 1 and 2 above will continue until the further hearing of this matter.

Permission is given to the Respondent and to any other person served with this order to apply on 48 hours' notice to the court for it to be discharged or varied. Notice of any such application to be given to the Applicant's solicitors who are:

6. All the above applications shall be restored for further directions on the 17 June 2009 with a time estimate of 2 hours reserved to Mr Justice Charles (if available).

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

**IMPORTANT NOTICE TO THE RESPONDENT  
AND TO ANY OTHER PERSON SERVED WITH  
THIS ORDER**

**1. LIABILITY TO BE COMMITTED TO PRISON**

breach of any part of this order would be a contempt of court punishable by imprisonment or fine.

**2. TO SCOT GORDON YOUNG:**

**YOUR RIGHTS**

You have the following rights:

(a) to seek legal advice and, if arrested, to be given the opportunity as soon as practicable to seek legal advice. This right does not entitle you to disclose any part of this order until you have sought legal advice;

(b) to require the Applicant's solicitors, namely  
Messrs Ayesha Vardag Solicitors  
Bell House  
8 Bell Yard  
London WC2A 2JR

(ref: EB ,tel: 0207 404 9390) at their own expense to supply you with a copy of the trial bundle used on the 20<sup>th</sup> May 2009.

(c) to apply, whether by counsel or solicitor or in person, to the Judge of the High Court, Family Division, assigned to hear Urgent Applications at the Royal Courts of Justice, Strand, London WC2A 2RL, if practicable after giving notice to the Applicant's solicitors, for an order discharging or varying any part of this order. This right does not entitle you to disobey any part of this order until your application has been heard.

(d) to apply, whether by counsel or solicitor or in person, to the Judge referred to at (c), if practicable after giving notice to the Applicant's solicitors, for a direction that the Tipstaff should not inform the Applicant, through solicitors, of the child's whereabouts. Such a direction will be made only on substantial grounds. Once you have notified him of a proposed application for such a direction, the Tipstaff will not inform the Applicant's solicitors of the child's whereabouts until your application has been heard; and

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

- (e) if you do not speak or understand English adequately, to have an interpreter present in court at public expense in order to assist you at the hearing of any application relating to this order.

3. INTERPRETATION

Unless the contrary intention appears in this order and the directions to the Tipstaff referred to herein (a) words in the singular shall include the plural, (b) words in the plural shall include the singular, (c) when a word refers to, or is applied to refer to, more than one person it shall apply to each and all such persons and (d) words importing the masculine gender shall include females.

20<sup>th</sup> May 2009

Mr Justice Charles  
A Judge of the High Court

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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7. The applications shall be set down for further directions on a date to be fixed on application by leading counsels' clerks to the Clerk of the Rules with a time estimate of 1 day.
8. Costs reserved.

Dated: This 20th day of May 2009.

CA

Ayusha Virding Solicitors  
Bell House, 8 Bell Yard  
The Strand  
London WC2A 2JT  
England  
Tel: (0)207 404 0300  
Fax: (0)207 404 0805

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1Y 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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*Order*

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION  
PRINCIPAL REGISTRY

Between Michelle Davique Young Applicant  
And Scot Gordon Young Respondent

Before the Honourable Mr Justice Charles sitting in open court on 17 June 2009

UPON hearing counsel for the Applicant and counsel for the Respondent

AND UPON the Applicant's applications for:

- (a) the Respondent to show cause why he should not be committed to prison for his alleged failure to answer the Applicant's questionnaire;
- (b) an order that the Respondent should surrender his passport (and any other travel documents) to the Tipstaff pursuant to the Court's inherent jurisdiction AND following the orders of Mr Justice Moylan of 19 June 2008 (as backed with a penal notice on 24 October 2008), Mrs Justice Hogg (12 March 2009), Mr Justice Coleridge (26 and 27 March 2009) and Mr Justice Charles (15 and 20 May 2009);
- (c) maintenance pending suit.

AND UPON the hearing of the Respondent's application to be released from the orders of Mrs Judge Hogg dated 12 March 2009 and the Order of Mr Justice Coleridge of 26 March 2009

AND UPON reading the bundles filed herein

AND at the time of this order UPON GIVING directions to the Tipstaff of the High Court of Justice until further direction of the court to continue to keep safely the documents currently held by them in relation to this matter

IT IS ORDERED THAT:

1. The Applicant's application for the Respondent to show cause why he should not be committed to prison for his alleged failure to answer the Applicant's questionnaire, and the Respondent's application to vary the orders set out in paragraph 4 below be listed on 29 June 2009 at 10:30am (time estimate 2 days) before Mr Justice Charles if available or another Judge of the Division.
2. Both parties do file and serve updated statements by 4pm on 25 June 2009.
3. Both parties do file and serve practice direction documents by 4pm on 26 June 2009.
4. The Orders of:
  - a. Mrs Justice Hogg dated 12 March 2009;
  - b. Mr Justice Coleridge dated 26 March 2009;
  - c. Mr Justice Charles dated 20 May 2009 shall continue until further Order
5. The Applicant's application for maintenance pending suit is adjourned for directions to be given immediately after the hearing in paragraph 1 above.
6. Permission to solicitors for the Respondent to obtain a copy of the Respondent's passport currently held by the Tipstaff on production of this order to them.
7. Costs reserved.

Dated 17 June 2009



Address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42 - 49 High Holborn, London, WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 am and 4.30 pm on Mondays to Fridays.

Order

Case No. FD 07 D 02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

BEFORE THE HONOURABLE MRS JUSTICE PARKER SITTING IN  
OPEN COURT ON THIS 29<sup>TH</sup> DAY OF JUNE 2009 AT THE ROYAL  
COURTS OF JUSTICE, STRAND, LONDON WC2A 2LL

BETWEEN:-

MICHELLE DANIQUE YOUNG

Applicant

-And-

SCOT GORDON YOUNG

Respondent

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ORDER

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IMPORTANT NOTICE:-

TO THE RESPONDENT, SCOT GORDON YOUNG

Penal Notice:- If you disobey paragraph 3 of this Order  
you may be found guilty of contempt of Court and may  
be sent to prison or fined.

UPON HEARING Leading Counsel for the Applicant, the Respondent in person (save for the  
adjournment application when the Respondent was represented by a Solicitor);

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings  
Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner  
of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

AND UPON The Applicant's applications for:

- (a) the Respondent to show cause why he should not be committed to prison for his alleged failure to answer the Applicant's questionnaire;
- (b) the Applicant's application for an Order that the Respondent should surrender his passport (and any other travel documents) to the Tipstaff;
- (c) the Applicant's application for Maintenance Pending Suit;

AND UPON READING The bundles filed herein (but not reading the statements filed by the Respondent);

AND UPON The Respondent declining to give oral evidence (as he is entitled to do);

AND UPON The Respondent having been found to be in contempt of Court in his failure to answer fully the Applicant's Questionnaire of the 25<sup>th</sup> July 2008 and having been sentenced to a term of imprisonment of six months suspended for a period of 92 days (i.e until 28<sup>th</sup> September 2009) until the conclusion of the restored hearing on 28<sup>th</sup> September 2009 or further Order of the Court, on condition that he answers the said Questionnaire in full by 4.30 PM on the 7 September 2009, (The Committal Order being recorded in a separate Order to this one);

AND, at the time of making this Order, UPON GIVING directions to the Tipstaff of the High Court of Justice to continue to retain and, until 28 September 2009 (or further Order in the meantime), to keep safely the Respondent's passport and travel documents;

THE COURT HEREBY ORDERS THAT:-

1. The injunctions of Mrs Justice Hogg (12 March 2009), Mr Justice Coleridge (26 and 27 March 2009) and Mr Justice Charles (15 May 2009 and 17 June 2009) requiring the retention by the Tipstaff of the Respondent's passport and travel documents shall continue until 4.30 PM on the 28<sup>th</sup> September 2009 unless varied or discharged in the meantime;
2. Permission is given to the Respondent and to any other person served with this Order to apply on 48 hours' notice to the Court for it to be discharged or varied. Notice of any such application to be given to the Applicant's solicitors who are:

Ayesha Vardag Solicitors  
Bell House, 8 Bell Yard  
The Strand  
London WC2A 2JR  
England  
Tel: (0)207 404 9390  
Fax: (0)207 404 8995.

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

3. The Respondent must answer the Applicant's Questionnaire of the 25<sup>th</sup> July 2008 by 4.00 PM on the 7<sup>th</sup> September 2009 and deliver a copy of the answers to the same to the offices of the Applicant's solicitors by 4.00 PM on 7<sup>th</sup> September 2009;
4. The Respondent shall file and serve on the Applicant's solicitors by 4.00 PM on the 7<sup>th</sup> September 2009 an affidavit recording the Respondent's business history from 2001 to 2009;
5. The Respondent must answer the Applicant's Questionnaire of the 3<sup>rd</sup> June 2009 by 4.00 PM on the 7<sup>th</sup> September 2009 and deliver a copy of the answers to the same to the offices of the Applicant's solicitors by 4.00 PM on 7<sup>th</sup> September 2009. (A copy of that Questionnaire is appended hereto);
6. All the above applications (including the application for Maintenance Pending Suit) shall be restored for further directions on the 28 September 2009 at 10.30 AM at the Royal Courts of Justice, Strand, London WC2A 2LL, with a time estimate of 2 hours reserved to Mrs Jus
7. The Respondent shall pay the costs of the Applicant of the Committal Summons. Such costs to be assessed, if not agreed, on an indemnity basis.

Dated this 29th day of June 2009.



WBW/YOUNG.29G

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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Committal or other Order upon proof or Disobedience of a  
Court Order or Breach of an Undertaking

CASE NUMBER:- FD07D02865

IN THE HIGH COURT OF JUSTICE  
THE FAMILY DIVISION

BEFORE THE HONOURABLE MRS JUSTICE PARKER  
SITTING IN OPEN COURT ON THIS 29<sup>TH</sup> DAY OF JUNE 2009  
AT THE ROYAL COURTS OF JUSTICE, STRAND, LONDON WC2A 2LJ.

Between:-

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDON YOUNG

Respondent

- 1 An application having been made by the Applicant, Michelle Danique YOUNG, for committal of, Scot Gordon YOUNG, to prison for disobeying the Order dated 19<sup>th</sup> May 2009, the relevant terms of the Order and the allegations made by the Applicant are recited on the attached notice to show good reason;

IT IS ORDERED THAT The Respondent, Scot Gordon YOUNG, be committed for contempt to H.M Prison Brixton, Jebb Avenue, Brixton, London for a (total) period of 6 months imprisonment;

The Order is suspended, for a period of 92 days until the conclusion of the restored hearing on 28<sup>th</sup> September 2009 or further Order of the Court, and will not be put into force if and for so long as the contemnor complies with the following terms, namely that:

- (i) he fully answers the Applicant's Questionnaire dated 25<sup>th</sup> July 2008 by 4.30pm on 7<sup>th</sup> September 2009;

AND IT IS FURTHER ORDERED THAT In the event of non-compliance any application for issue of the warrant shall be made to a Judge (on notice to contemnor);

PROVISION FOR COSTS

AND IT IS ORDERED THAT The Respondent shall pay the costs of the applicant of the Committal summons. Such costs to be assessed, if not agreed, on an indemnity basis.

DATED THIS 29<sup>TH</sup> DAY OF JUNE 2009.



(for record of service, hearing and contempt found proved, see overleaf)  
Committal or other order upon proof or disobedience of a court order or breach of an undertaking; (Order 29, rule 1(5)) (Family Law Act 1996) (Section 1 from Harassment Act 1997).

AMENDED THIS DAY OF July 20, 2009  
PURSUANT TO THE DIRECTION  
OF DISTRICT JUDGE SEGAL

NO: FD07D02865

IN THE HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

SECTION 46(1) LAND REGISTRATION ACT 2002

BETWEEN Michelle Danique Young Applicant  
AND Scot Gordon Young Respondent

Before District Judge Segal sitting at the Principal Registry of the Family Division, First Avenue House, 42-49 High Holborn, London, WC1V 6NP on 24th July 2009

Upon hearing counsel for the Applicant at a hearing without notice to the Respondent:

And Upon the Applicant undertaking to abide by any order that the Court may make as to damages in case the Court should hereafter be of the opinion that the Respondent or any third party shall have sustained by reasons of this order which the Applicant ought to pay

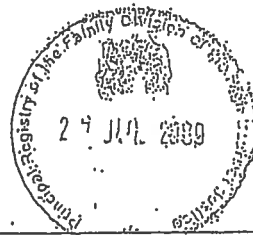
IT IS ORDERED THAT:

1. Pursuant to Section 46(1) of the Land Registration Act 2002, the Land Registrar shall enter a restriction on the Land Register in respect of the aforesaid leasehold properties at 111-112 Park Square, registered in the name of Lowell Investment Limited under title numbers NGL84734 and NGL838982, that no disposition by the Proprietor of the registered estate is to be registered ~~without~~ under a further order of the court.

The matter is listed for further hearing on 2nd November 2009 at 3:30pm (time estimate 30 minutes) before a District Judge in a Court at the Principal Registry of the Family Division, First Avenue House, 42-49 High Holborn, London WC1V 6NP.

3. Liberty to the Respondent to apply to vary or discharge this order on 24 hours' written notice to the Applicant's solicitors.

4. Costs reserved.



Case No. FD07D02865

IN THE PRINCIPAL REGISTRY  
FAMILY DIVISION  
BETWEEN

Michelle Danique Young

Applicant

And

Scot Gordon Young

Respondent

Take notice that the Petitioner intends to apply before the District Judge of the Day on 24 July 2009 for an order in the following terms:

1. Pursuant to section 46(1) of the Land Registration Act 2002, the Land Registrar shall enter a restriction on the Land Register in respect of the aforesaid leasehold properties at 111-112 Eaton Square registered in the name of LOWELL INVESTMENT LIMITED under Title Numbers NGL847543 NGL534162/NGL491
2. The matter shall be listed for a further hearing on [date]
3. Liberty to the Respondent to apply to vary or discharge the order on 24 hours' written notice to the Applicant's solicitors.
4. Costs reserved.

24 July 2009



IMPORTANT NOTICE TO THE RESPONDENT

1. LIABILITY TO BE COMMITTED TO PRISON

Breach of paragraph 3 of this Order would be a contempt of Court punishable by imprisonment or fine.

2. TO SCOT GORDON YOUNG:

YOUR RIGHTS

You have the following rights:

(a) to seek legal advice and, if arrested, to be given the opportunity as soon as practicable to seek legal advice. This right does not entitle you to disobey any part of this Order until you have sought legal advice;

(b) to require the Applicant's solicitors, namely:

Messrs Ayesha Vardag Solicitors  
Bell House  
8 Bell Yard  
London WC2A 2JR

(ref: EB , tel: 0207 404 9390) at their own expense to supply you with a copy of the trial bundle used on the 28<sup>th</sup> June 2009;

(c) to apply, whether by counsel or solicitor or in person, to the Judge of the High Court, Family Division, assigned to hear Urgent Applications at the Royal Courts of Justice, Strand, London WC2A 2LL, on giving 48 hours notice to the Applicant's solicitors, for an Order discharging or varying any part of this Order. This right does not entitle you to disobey any part of this Order until your application has been heard;

3. INTERPRETATION

Unless the contrary intention appears in this order (a) words in the singular shall include the plural, (b) words in the plural shall include the singular, (c) when a word refers to, or is applied to refer to, more than one person it shall apply to each and all such persons and (d) words importing the masculine gender shall include females.

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

## SCHEDULE

### LETTER OF 3 JUNE 2009 ASKING FURTHER QUESTIONS OF THE RESPONDENT

Scot Young Esq

By e-mail only to scot@scotyong.com

3 June 2009

Our ref: AV/EB-Young

Dear Sir

#### Yourself and Mrs Young

Further to our letters dated 7 May 2009, 22 May 2009 and 29 May 2009 to which we have not yet received responses, we should be grateful if you would produce replies to the following queries within the next forty-eight hours ie. by no later than 4pm on Friday, 5 June 2009:

#### 14 Regent's Park Terrace

1. Please provide us with details of the bank(s), account(s) and name(s) of the bank account(s) holder(s) from which monies were transferred to Adam Smith Residential Limited to pay the rent on our client's home at 14 Regent's Park Terrace since the start of her tenancy, together with documentary evidence thereof.
2. Please provide us with documentary evidence of all transfers made by yourself or any third party to any other person including but not limited to either Stephan David Daniel or the landlords of the property, Dr and Mrs Bolland, with respect to rent due on this property.
3. Please confirm, as you previously informed us, that you have now agreed with Dr and Mrs Bolland that the rent on this property has indeed been paid up to July 2009.
4. Please confirm that you have agreed with Dr and Mrs Bolland that they will now be withdrawing the Notice to Quit which they arranged to serve on our client and that she can continue to live at the property undisturbed.
5. As previously requested, please provide us with your undertaking that you will arrange henceforth for the rent on the property to be paid in a timely manner.

Please note that we will not hesitate to draw to the attention of the Court at the forthcoming hearing on 17 June 2009 the fact that the last hearing in these proceedings took place on 20 May 2009 - and only a day later, on 21 May 2009, Mr Stephen Daniel of Adam Smith Residential swore an Affidavit in relation to proceedings under the Insolvency Act 1986 following which, as we understand it, that company went into liquidation on that day and on the very same day Dr and Mrs Bolland finalised the Notice to Quit seeking repossession of our client's home, which Notice they arranged to serve on our client the next day on 22 May 2009. We will of course be highlighting to the Court the fact that on the one hand you are able to obtain funds to instruct leading counsel, no doubt at considerable expense, and yet on the other appear unable to find the funds to secure our client's and the children's accommodation so they continue to face the terrifying prospect of eviction made particularly worse during this period when Scarlet is currently writing important examinations.

#### School fees

6. Please provide us with details of the bank(s), account(s) and name(s) of the bank account(s) holder(s) from which monies were transferred to Frances Holland School in order to pay the children's school fees since 1 January 2007, together with documentary evidence thereof.

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

7. As previously requested, please provide us with your undertaking that you will henceforth arrange for the children's school fees to be paid in a timely manner.

#### Your legal fees

7. As previously requested, please provide us with a copy of your application to the Legal Services Commission for a certificate of public funding.
8. Please confirm what monies you have paid on account of your ongoing fees to CRM Law together with documentary evidence both of the payor of these monies and the account(s) from which these monies were paid.
9. Please provide us with a copy of Geoffrey Cox QC's fee note for representing you at the hearing before Mr Justice Charles on 15 May 2009 together with details of payment thereof.
10. You have stated also that Mr Cox has advised you in consultation: please provide us with a copy of the fee note for that consultation together with details of payment thereof.

#### Our letter to you dated 7 May 2009

11. We repeat the queries raised in that letter, namely, please provide us with:
  - 11.1 Your address in Berlin, with documentary evidence in support.
  - 11.2 The name of the person who owns the above property and/or who has been paying the rent on your behalf, as applicable, in relation to the above residence, with documentary evidence in support.
  - 11.3 Details, with documentary evidence in support, of how you have been paying for your flights between the UK and Berlin and the UK and America. If these flights have been paid by a third party, please provide documentary evidence of this.
12. Are you a registered resident in Germany? If so, please provide documentary evidence demonstrating as such. If you are not a registered resident in Germany, please explain why not, given that you have led our client to believe that you reside there.

#### Documentary evidence of how you are maintaining yourself on a daily basis

13. As you are aware, none of the disclosure you have provided our client with to date has clarified how you have been supporting yourself since March 2006, ie. how you pay for your food, accommodation, travel costs, clothing and entertainment.

We understand that your case is that your friends have been paying for these expenses and we seek documentary evidence (in the form of copy cheques, credit card receipts, cash, money orders, bank account transfers, invoices for flights and/or restaurant bills, payment of hotel accommodation, rent etc) of all payments made from third parties either direct to you or to other third parties for your benefit or for the benefit of our client and the children.

We look forward to hearing from you by 4pm on Friday, 5 June 2009.

Yours faithfully

AYESHA VARDAG



Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

Order

Case No. FD 07 D 02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before the Honourable Mrs Justice Parker  
Sitting in open court on this 28th day of September 2009  
At the Royal Courts of Justice, Strand, London WC2A 2LL

Between:

MICHELLE DANIQUE YOUNG

Applicant

- and -

SCOT GORDON YOUNG

Respondent

IMPORTANT NOTICE

To: The Respondent, Scot Gordon Young

Of: Flat 20, Barrie House, Lancaster Gate, London W2 3QJ

and care of Payne Hicks Beach Solicitors, 10 New Square, Lincoln's Inn,  
London WC2A 3QG

You must obey all the directions contained in this order.

If you do not obey the provisions of paragraphs 7, 8, 9 and 10 of this  
order you may be found guilty of contempt of court and you may be sent  
to prison or fined.

UPON hearing leading counsel for the Applicant and junior counsel for the  
Respondent

AND UPON the Respondent agreeing that he will:

- A. Provide written authority for the disclosure to Dr Michael C Craig (or to such  
other consultant psychiatrist from whom the parties may seek a report as a  
single jointly instructed expert, in accordance with the provisions of paragraph

~~4 of the Order below) of the material listed in Part i of the Schedule hereto~~

forthwith upon being requested so to do, for the purpose of facilitating the preparation of an independent report in accordance with the provisions of paragraph 4 of the Order below;

- B. Provide written authority for the consultant psychiatrist(s) under whose care he has been since 28<sup>th</sup> August 2009 to discuss his condition, management and treatment with the consultant psychiatrist instructed to prepare the independent report in accordance with the provision of paragraph 4 of the Order below;
- C. Make himself available on 72 hours' notice for a consultation with and examination by the consultant psychiatrist instructed to prepare the independent report in accordance with the provisions of paragraph 4 of the Order below.
- D. Make himself available at the offices of his solicitors, Messrs Payne Hick Beach, at 10, New Square, Lincoln's Inn, London, WC2A 3QG at a time and on a date to be agreed (to be within 7 days of the sealing of this Order) to be enable personal service of this Order upon him to be effected.

AND UPON the Respondent agreeing and undertaking to the court, on oath, that:

- E. He will answer fully the Applicant's Supplementary Questionnaire dated 25<sup>th</sup> July 2008 on or before 9<sup>th</sup> November 2009;
- F. He will answer the Applicant's Questionnaire dated 3<sup>rd</sup> June 2009 on or before 9<sup>th</sup> November 2009;

AND UPON the basis that:

- G. The Respondent's solicitors Messrs Payne Hick Beach will furnish the Applicant's solicitors on a weekly basis with confirmation that they are actively engaged in assisting the Respondent in obtaining the information and documents which he is obliged to serve upon the Applicant in compliance with his undertakings above and the provisions of paragraphs 3, 5, 6, 7, 8, 9 and 10 of the Order below.
- H. The Respondent, being present in court on 28<sup>th</sup> September 2009, has had explained to him, and has stated, on oath that he understands, the consequences of failing to comply with the undertakings which he has given to the court, as recorded above, including (in particular) that failure to comply could lead to

him being found to be guilty of contempt of court and being sent to prison or fined.

AND at the time of making this order, UPON THE COURT GIVING directions to the Tipstaff of the High Court of Justice to continue to retain and, until further direction of the Court, to keep safely the Respondent's passport and travel documents:

IT IS ORDERED that:

1. The order made on 29<sup>th</sup> June 2009, as recorded in the document bearing the court's seal of 14<sup>th</sup> July 2009, be corrected under the slip rule in the manner shown in red on the revised version thereof set out in Part II of the Schedule hereto.
2. The determination of the issue whether the order made on 29<sup>th</sup> June 2009 for the Respondent's committal to prison should be put into force shall be adjourned, part heard, to a further hearing to take place before the Honourable Mrs Justice Parker on 13<sup>th</sup> November 2009, at 10.30 a.m. at the Royal Courts of Justice, Strand, London WC2A 2LL, and in the meantime the order for committal shall remain suspended.
3. The Respondent do use his best endeavours to obtain and serve on the Applicant's solicitors by 19<sup>th</sup> October 2009 a report from Dr Stuart Cox (or, if different, from the consultant psychiatrist under whose care the Respondent was admitted to St Charles Hospital, Exmoor Street on 28<sup>th</sup> August 2009) specifying the nature of the mental disorder from which the Respondent was believed to be suffering at the time of his admission (with details of signs and symptoms observed or reported at the time of his admission and the timing of their onset), the nature of his treatment and management whilst a patient at the hospital, the course of his condition whilst he remained an in-patient, his condition and the plan for his treatment and management at the time of his discharge as an in-patient, his prognosis, and his capacity to manage his personal and business affairs.
4. Within 7 days of being served with the report referred to in the preceding paragraph ("the treating physician's report"), or by 26<sup>th</sup> October 2009 if later, the Applicant do notify the Respondent whether she wishes a report to be

obtained as to the Respondent's mental health since 29<sup>th</sup> June 2009 from a consultant psychiatrist not hitherto involved with the Respondent's management or treatment (an "independent report"). In the event of the Applicant so notifying a wish for an independent report the parties shall have permission to, and shall put in expert evidence from such a consultant psychiatrist acting in the capacity of a single, jointly instructed expert, and the following directions shall apply:

- (a) the evidence shall be obtained from Dr Michael C. Craig or, if he shall be unable to assist, from such other consultant psychiatrist as the parties may agree or, in default of agreement, as may be nominated by the court;
  - (b) the instructions to the expert referred to in the previous sub-paragraph shall be contained in a jointly agreed letter to be sent by 30<sup>th</sup> October 2009 and shall request that the expert deal with the matters to be addressed in the treating physician's report and, in addition, the genuineness of the Respondent's symptoms and signs as reported or observed at the time of his said admission to hospital and thereafter;
  - (c) in default of agreement as to the terms of such instructions there shall be liberty to apply to the court, on short notice, by e-mail to the Honourable Mrs Justice Parker;
  - (d) the evidence shall be given in the form a written report which shall be produced and made available to each of the parties by 10<sup>th</sup> November 2009.
  - (e) the Respondent shall be solely responsible for meeting the fees of consultant psychiatrist from whom the independent report is obtained, and any other costs associated with obtaining the independent report.
5. By 4 p.m. on 19<sup>th</sup> October 2009 the Respondent do produce and serve on the Applicant's solicitors:
- (a) copies of statements showing all transactions between 25<sup>th</sup> July 2005 and 25<sup>th</sup> July 2008 on each of the following accounts held with the Bank of Scotland:

- (i) the account numbered 8020 6680 568707;
  - (ii) the account numbered 8020 6666 479102;
  - (iii) the account numbered 8020 6675 028402;
  - (iv) the account numbered 8020 6678 023006;
  - (v) the account numbered 8020 6681 875109;
- (b) a copy of statement number 28 for the account held with Bank of Scotland numbered 00214101, showing transactions from 22<sup>nd</sup> August 2003, to 29<sup>th</sup> September 2003;
- (c) copies of statements recording all transactions from 1<sup>st</sup> January 2003 to 24<sup>th</sup> September 2009 on any and all accounts held by him, or in which he has an interest with:
- (i) Courts and Co;
  - (ii) Lloyds Bank plc.
6. By 4 p.m. on 26<sup>th</sup> October 2009 the Respondent do produce and serve on the Applicant's solicitors:
- (a) copies all his tax returns filed in the UK for the tax years 2003/4, ~~2004/5, 2005/6~~ 2006/7 and 2007/8;
  - (b) copies of all correspondence passing between him (or any agent on his behalf) and the Inland Revenue in relation to any tax enquiries or investigations into his affairs (such correspondence to include, but not be limited to enquiry letters, responses, assessments and/or settlements).
7. Without prejudice to the provisions of paragraph 5 and 6 above, the Respondent do provide and serve on the Applicant's solicitors the information and documents requested in the Applicant's Supplementary Questionnaire dated 25<sup>th</sup> July 2008 by 4 p.m. on 9<sup>th</sup> November 2009.
8. By 4 p.m. on 9<sup>th</sup> November 2009 the Respondent do provide and serve on the Applicant's solicitors the information and documents requested in the Applicant's Questionnaire dated 3<sup>rd</sup> June 2009.



9. By 4 p.m. on 9<sup>th</sup> November 2009 the Respondent do swear, file and serve on the Applicant's solicitors an affidavit setting out a full history of his business activities from 2001 to 2009.
10. Without prejudice to the provision in paragraph 5 above, by 4 p.m. on 7<sup>th</sup> December 2009 the Respondent do provide and serve on the Applicant's solicitors the information and documents requested in the Applicant's Questionnaire dated 24<sup>th</sup> September 2009, save that:
  - (a) in the event that the Respondent should object to providing the information and/or documents being sought in any particular request, he shall notify the Applicant's solicitors to that effect in writing by 4 p.m. on 19<sup>th</sup> October 2009, identifying the request (or part thereof) concerned and the reason for his objection thereto;
  - (b) in respect of any request to which objection has been taken in accordance with the provisions of the preceding sub-paragraph, further direction will be given at the restored hearing before the Honourable Mrs Justice Parker on 13<sup>th</sup> November 2009, as referred to in paragraph 2 above.
11. There be a penal notice attached to the provisions of paragraphs 7, 8, 9 and 10 of this order.
12. The Respondent do attend in person the restored hearing before the Honourable Mrs Justice Parker on 13<sup>th</sup> November 2009.
13. The Applicant's application for maintenance pending suit be listed for hearing before a judge of the High Court of the Family Division at 10.30 a.m. on 17 December 2009, with a time estimate of 1 day.

AND BY CONSENT IT IS FURTHER ORDERED that

14. The order that the Tipstaff of the High Court shall obtain and keep safely the Respondent's passport and travel documents (which order was originally made by Mrs Justice Hogg on 12<sup>th</sup> March 2009 and continued by Mr Justice Coleridge on 27<sup>th</sup> March 2009, by Mr Justice Ryder on 7<sup>th</sup> April 2009, by Mr Justice Charles on 15<sup>th</sup> May 2009, on 20<sup>th</sup> May 2009 and 17<sup>th</sup> June 2009, and by Mrs Justice Parker on 29<sup>th</sup> June 2009) shall continue until further order.

15. The order that the United Kingdom Home Office Identity and Passport Service be directed not to issue any new passport or travel documents to the Respondent, Scot Gordon Young (date of birth 10<sup>th</sup> January 2002), (which order was originally made by Mr Justice Coleridge on 26<sup>th</sup> March 2009 and was continued by orders of Mr Justice Coleridge on 27<sup>th</sup> March 2009, of Mr Justice Ryder on 7<sup>th</sup> April 2009, of Mr Justice Charles on 15<sup>th</sup> May 2009 and Mrs Justice Parker on 29<sup>th</sup> June 2009) be continued until further order of this court.
16. The Respondent do pay the costs of the Applicant in relation to the hearing on 28<sup>th</sup> September 2009, with such costs being assessed, if not agreed, on an indemnity basis.

AND IT IS FURTHER ORDERED that

17. The Respondent shall continue to have permission to apply to vary or discharge the orders made under paragraphs 14 and 15 above on giving not less than 2 working days' notice.

Dated this 28<sup>th</sup> day of September 2009



## SCHEDULE

### Part I

The material which the Respondent will authorise to be provided to Dr Michael C Craig (or to such other consultant psychiatrist from whom the parties may seek a report as a single jointly instructed expert) shall comprise:

- (i) a complete set of all such medical records in relation to the Respondent as have come into existence since 1<sup>st</sup> June 2009 (to include, for the avoidance of doubt, all test results and all records maintained by any NHS or private General Practitioner by whom the Respondent has been seen, treated or managed since that date);
- (ii) all such medical records, no matter when they were created, (to include, for the avoidance of doubt, all records maintained by any NHS or private General Practitioner by whom the Respondent has been seen, treated or managed) as may be concerned with, or have a bearing on the Respondent's mental health.

Part II

Order

Case No. FD 07 D 02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

*And in the sly  
me  
23 Oct 2009*

Before the Honourable Mrs Justice Parker  
Sitting in open court on this 29th day of June 2009  
At the Royal Courts of Justice, Strand, London WC2A 2LL

Between:

MICHELLE DANIQUE YOUNG Applicant/Contamnee

- and -

SCOT GORDON YOUNG Respondent/Contenuur

AN APPLICATION having been made by the Applicant, Michelle Danique YOUNG, for committal of Scot Gordon YOUNG, to prison for disobeying the Order dated 19<sup>th</sup> May 2009:

- (i) Paragraph 4 of the Order made by Mrs Justice Pauffley dated 24<sup>th</sup> October 2008,
- (ii) Paragraph 2 of the Order made by Mr Justice Coleridge dated 27<sup>th</sup> March 2009

The relevant terms of the Orders and the allegations made by the Applicant are recited on the attached notice to show good reason summons for committal, dated 18<sup>th</sup> May 2009;

The Judge read the written evidence filed and:

- (i) the Order of Mrs Justice Pauffley dated 24<sup>th</sup> October 2008 in which it was ordered (at paragraph 4) that "the Respondent must answer the Supplementary Questionnaire served upon him by the Petitioner by 4 pm

on Friday 7<sup>th</sup> November 2008" and that that paragraph be subject to a  
penal notice;

(ii) the Order of Mr Justice Coleridge dated 27<sup>th</sup> March 2009 in which it was  
ordered (in paragraph 2) that "The Respondent shall by 4 pm 1 May 2009  
reply to, and provide the documentation requested in, the Applicant's  
Supplemental Questionnaire dated 25 July 2008" and (at paragraph 5) that  
"a penal notice be attached to paragraph 2"

AND THE COURT being satisfied that the Respondent/Contemnor Scot Gordon  
Young has been guilty of contempt of court in failing to comply with paragraph 4 of  
the order of Mrs Justice Pauffley dated 24<sup>th</sup> October 2008 and paragraph 2 of the  
order of Mr Justice Coleridge dated 27<sup>th</sup> March 2009 by having failed by 4pm on 1<sup>st</sup>  
May 2009 to reply to and provide the documentation requested in the Applicant's  
Supplementary Questionnaire dated 25<sup>th</sup> July 2008

IT IS ORDERED THAT

1. the Respondent/contemnor, Scot Gordon Young, be committed for his  
contempt to H.M Prison Brixton, London for a (total) period of 6 months  
imprisonment;
  
  2. that the warrant of committal remain in the court office at the Royal Courts of  
Justice and that the Order and execution of the warrant is to be suspended, for a  
period of 92 days until the conclusion of the restored hearing on 28th  
September 2009 or further Order of the Court, and they will not be put into  
force if and for so long as the contemnor complies with the following terms,  
namely that
- he fully answers the Applicant's Supplementary Questionnaire dated 25<sup>th</sup> July 2008  
by 4.30 p.m. on 7<sup>th</sup> September 2009;

AND IT IS FURTHER ORDERED THAT in the event of non-compliance any  
application for issue of the warrant shall be made to the Judge (on notice to  
contemnor);

PROVISION FOR COSTS

AND IT IS ORDERED THAT The Respondent shall pay the costs of the applicant of the Committal summons. Such costs to be assessed, if not agreed, on an indemnity basis.

DATED THIS 29<sup>TH</sup> DAY OF JUNE 2009

ORDER AMENDED ON THE 28<sup>TH</sup> DAY OF SEPTEMBER 2009  
UNDER THE SUP RULE PURSUANT TO THE DIRECTION GIVEN  
THAT DAY BY MRS JUSTICE PARKER AND APPROVED BY  
MR JUSTICE SINGER ON THE 22<sup>ND</sup> DAY OF OCTOBER 2009



RECORD OF SERVICE, HEARING AND CONTEMPTS FOUND PROVED

At the hearing

The Applicant, Michelle Danique YOUNG, appeared personally and was represented by Leading Counsel

The Respondent, Scot Gordon Young, appeared personally (save for the adjournment application when he was represented by a solicitor).

The Court read the affidavits of	Date affidavit(s) sworn
Name(s) MICHELLE DANIQUE YOUNG	25 <sup>th</sup> June 2009

The Court heard oral evidence given by:

Name(s)

And the Court is satisfied having considered the facts disclosed by the evidence and/or admitted in Court by him/her that the Respondent Scot Gordon Young has been guilty of contempt of this Court by disobeying the Orders dated ~~19<sup>th</sup> May 2009~~ 24<sup>th</sup> October 2008 and 27<sup>th</sup> March 2009 by failing to answer fully the Applicant's Supplementary Questionnaire of the 25<sup>th</sup> July 2008 (and as set out in the attached Schedule).

	And for the particular contempt the Court imposed the penalty of:  6 months imprisonment suspended for a period of 92 days i.e. until 28 <sup>th</sup> September 2009:
The Respondent, Scot Gordon Young, failed to comply with the Orders of <u>(i) Mrs Justice Paulley dated 24<sup>th</sup> October 2008;</u> <u>(ii) Mr Justice Coleridge dated 27<sup>th</sup> March 2009</u> by not fully answering the Applicant's <u>Supplementary</u> Questionnaire dated 25 <sup>th</sup>	

July 2008

RECORD OF SERVICE

Service of Injunction Order with Penal Notice incorporated or indorsed order dated (for substituted) (dispensing with service) Service provided by	Service of Notice to show good reason in form N78 (order dated (for substituted) (dispensing with) service	Arrest under warrant of arrest Respondent arrested on
<input type="checkbox"/> affidavit of Sworn on	<input type="checkbox"/> affidavit of Sworn on	By
<input type="checkbox"/> certificate of bailiff	<input type="checkbox"/> certificate of bailiff	In accordance with a warrant of arrest issued on
<input type="checkbox"/> oral evidence of	<input type="checkbox"/> oral evidence of	

SERVICE OF IMMEDIATE CUSTODIAL ORDER

I (name of officer) certify that I served the contemnor with a copy of this order by

delivery by hand to the contemnor before he was taken from the court building or other place of arrest to the place of detention

delivery by hand to the contemnor at (time) on (date) at (place)

Where a suspended committal order is made, the applicant is responsible for service (RSC Order 52 rule 7(2))

Where there is suspended committal order or penalty is adjourned on terms, personal service is advisable

The court office is open from 10 am to 4 pm Monday to Friday

When corresponding with the court, please address forms and letters to the Court Manager and quote the case number.



Order

No. FD07D02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION  
PRINCIPAL REGISTRY

Before the Honourable Mr Justice Bennett  
Sitting at the Royal Courts of Justice, Strand, London WC2A 2LL

in Chambers

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

And

SCOT GORDON YOUNG

Respondent

UPON HEARING leading counsel for the Applicant and junior counsel for the Respondent;

AND UPON the Applicant agreeing that:

- A. By 4 p.m. on Friday 20<sup>th</sup> November 2009 she will provide the Respondent's solicitors with a copy of such parts of the litigation funding agreement(s) into which she has entered as she is willing to disclose without order of the court, or, in default, will set out in writing the reasons why such disclosure is not being made;

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.  
MB

D264

- B. By 4 p.m. on Monday 23<sup>rd</sup> November 2009 she will confirm that she does not have in her possession, custody, power or control any *Hildebrand* documents, or any other confidential material belonging to the Respondent, other than as have already been disclosed to the Respondent (whether by the provision to his solicitors on 20<sup>th</sup> October 2009 of an external computer hard-drive, or otherwise);
- C. By 4 p.m. on Monday 23<sup>rd</sup> November 2009 she will confirm whether or not she retains hard copies of any *Hildebrand* material apart from the pages of such material delivered to the Respondent's then solicitors, CRM Law, on 22<sup>nd</sup> June 2009 in a single ring binder (said to contain 112 pages of material printed from the hard drives of the two computers which the Respondent had delivered to the Petitioner's home in 2007 for the children of the family to use);

AND at the time of making this order, UPON THE COURT GIVING directions to the Tipstaff of the High Court of Justice, Tipstaff Office, Room M9, Royal Courts of Justice, Strand, London, WC2A 2LL. Tel: 020 7947 6200, Fax: 020 7947 6664 to continue to retain and, until further direction of the Court, to keep safely the Respondent's passport and travel documents;

BY CONSENT, IT IS ORDERED THAT:

1. The determination of the issue whether the order made on 29<sup>th</sup> June 2009 for the Respondent's committal to prison should be put into force shall be adjourned until the conclusion of the hearing (provided for by paragraph 6 below) for the purpose of taking oral evidence from the Respondent, and in the meantime the order for committal shall remain suspended.
2. By 4 p.m. on 11<sup>th</sup> December 2009 the Applicant do serve on the Respondent a schedule (a Schedule of Deficiencies):
  - (a) Identifying the respects in which she maintains that information and documents supplied by him in response to her Supplementary Questionnaire dated 25<sup>th</sup> July 2008 are deficient;



- (b) Identifying the respects in which she maintains that information and documents supplied by him in response to her Questionnaire dated 3<sup>rd</sup> June 2009 are deficient;
- (c) Identifying the respects in which she maintains that information and documents to be supplied by him in response to her Questionnaire dated 24<sup>th</sup> September 2009 are deficient;
- (d) Specifying the further information and documentation which she requires the Respondent to provide to remedy such deficiencies.



3. By 4 p.m. on 11<sup>th</sup> December 2009 the Applicant do serve on the Respondent such affidavit evidence as she intends to rely on in response to the three summonses issued by the Respondent on 6<sup>th</sup> November 2009.
4. By 10 a.m. on 16<sup>th</sup> December 2009 the Respondent do serve on the Applicant a preliminary response to the Schedule of Deficiencies, identifying such of the further information and documentation requested in the Schedule of Deficiencies as he agrees to provide and such of the same as he objects to providing, and his reasons for so objecting.
5. The hearing listed to take place on 17<sup>th</sup> December 2009 shall be before the Honourable Mr Justice Bennett, if available, subject to confirmation with the Clerk of the Rules or otherwise before another judge of the High Court, and on that occasion the court shall consider, in so far as time permits, (and in addition to the Applicant's application for maintenance pending suit), the following matters:
  - (a) Whether or not the Respondent's has provided and served on the Applicant the information and documentation requested in her Supplementary Questionnaire dated 25<sup>th</sup> July 2008;



Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.  
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D264

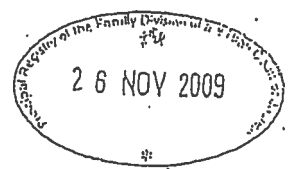
- (b) Whether or not the Respondent's has provided and served on the Applicant the information and documentation requested in her Questionnaire dated 3<sup>rd</sup> June 2009;
- (c) Whether or not the Respondent's has provided and served on the Applicant the information and documentation requested in her Questionnaire dated 24<sup>th</sup> September 2009;
- (d) In the event that the Respondent shall have failed to provide and serve on the Applicant any of the information or documentation requested in either the Supplementary Questionnaire of 25<sup>th</sup> July 2008 or the Questionnaire dated 3<sup>rd</sup> June 2009 or the Questionnaire dated 24<sup>th</sup> September 2009, what further orders should be made;
- (e) Whether or not retention by the Tipstaff of the High Court of the Respondent's passport and other travel documents should continue;
- (f) The summonses issued by the Respondent on 6<sup>th</sup> November 2009 with respect to *Hildebrand* material, confidentiality and disclosure of the litigation funding agreement(s) entered into by the Applicant;
- (g) Such further or other directions as may be required for the further conduct of the Applicant's application for ancillary relief, including further directions in relation to the hearing for taking oral evidence from the Respondent, as provided for in paragraph 6 below.
6. There be a hearing fixed for 17<sup>th</sup> May 2010 for 4 days before the Honourable Mr Justice Bennett, subject to confirmation with the Clerk of the Rules, for the purpose of taking oral evidence from the Respondent by oral examination and cross examination in accordance with the procedure approved in *OS v DS (Oral Disclosure: Preliminary Hearing)* [2005] 1 FLR 675.

7. The order that the Tipstaff of the High Court shall obtain and keep safely the Respondent's passport and travel documents (which order was originally made by Mrs Justice Hogg on 12<sup>th</sup> March 2009 and continued by Mr Justice Coleridge on 27<sup>th</sup> March 2009, by Mr Justice Ryder on 7<sup>th</sup> April 2009, by Mr Justice Charles on 15<sup>th</sup> May 2009, on 20<sup>th</sup> May 2009 and 17<sup>th</sup> June 2009, and by Mrs Justice Parker on 29<sup>th</sup> June and 28<sup>th</sup> September 2009) shall continue until further order.
  
8. The order that the United Kingdom Home Office Identity and Passport Service be directed not to issue any new passport or travel documents to the Respondent, Scot Gordon Young (date of birth 10<sup>th</sup> January 2002), (which order was originally made by Mr Justice Coleridge on 26<sup>th</sup> March 2009 and was continued by orders of Mr Justice Coleridge on 27<sup>th</sup> March 2009, of Mr Justice Ryder on 7<sup>th</sup> April 2009, of Mr Justice Charles on 15<sup>th</sup> May 2009 and Mrs Justice Parker on 29<sup>th</sup> June and 28<sup>th</sup> September 2009) be continued until further order of this court.

AND IT IS FURTHER ORDERED THAT:

9. The Respondent do pay the costs of the Applicant in relation to the hearing on 13<sup>th</sup> November 2009, with such costs being assessed, if not agreed, on a standard basis.

Dated this 13<sup>th</sup> day of November 2009



Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

MB

D264

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

BETWEEN:

CASE NO: FD07D02865

MICHELLE DANIQUE YOUNG

Petitioner/Applicant

-and-

SCOT GORDAN YOUNG

Respondent

---

PENAL NOTICE

---

IF YOU SCOT GORDAN YOUNG DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

THIS ORDER

1. This is a Search Order made against Scot Gordan Young ('the Respondent') on 16<sup>th</sup> April 2010 by Mr Justice Baker on the application of Michelle Danique Young ('the Applicant'). The Judge read the Affidavits listed in Schedule F and accepted the undertakings set out in Schedules C, D and E at the end of this order.
2. This order was made at a hearing without notice to the Respondent. The Respondent has a right to apply to the court to vary or discharge the order – see paragraph 27 below.
3. There will be a further hearing in respect of this order on 19<sup>th</sup> May 2010 at 10.30 am before Mrs Justice Parker DBE



4. If there is more than one Respondent –

- a) Unless otherwise stated, references in this order to 'the Respondent' mean both or all of them; and
- b) This order is effective against any Respondent on whom it is served or who is given notice of it.

5. This order must be complied with by –

- a) The Respondent;
- b) Any director, officer, partner or responsible employee of the Respondent; and
- c) If the Respondent is an individual, any other person having responsible control of the premises to be searched.

THE SEARCH

6. The Respondent and any other person having responsible control of the premises must permit the following persons –

- a) ROBERT JAMES OAKLEY, of Bates Wells & Braithwaite Solicitors, 2-6 Cannon Street, London EC4M 6YH (the Supervising Solicitor);
- b) SOFIA DIONISSIOU-MOUSSAOUI of 33 Welbeck Street, London W1G 8LX, a solicitor in the firm of DWF M Beckman, the Applicant's solicitors; and
- c) Up to 2 other persons being assistant removers accompanying them, (together 'the search party'), to enter the premises mentioned in Schedule A to this order so that they can search for, inspect, photograph or photocopy, and deliver into the safekeeping of the Applicant's solicitors all the documents and articles which are listed in Schedule B to this order ('the listed items').

7. Having permitted the search party to enter the premises, the Respondent and any other person having responsible control of the premises must allow the search party to remain on the premises until the search is complete. In the event that it becomes necessary for any of those persons to leave the premises before the search is complete, the Respondent and any other person having responsible control of the premises must allow them to re-enter the premises immediately upon their seeking re-entry on the same or the following day in order to complete the search.

RESTRICTIONS ON SEARCH

- 8. This order may not be carried out at the same time as a police search warrant.
- 9. Before the Respondent or any other person having responsible control of the premises allows anybody onto the premises to carry out this order, he is entitled to have the Supervising Solicitor explain to him what it means in everyday language.
- 10. The Respondent is entitled to seek legal advice and to ask the court to vary or discharge this order, whilst doing so, he may ask the Supervising Solicitor to delay starting the search for up to 2 hours or such other longer period as the Supervising Solicitor may permit. However, the Respondent must –

- a) Comply with the terms of paragraph 27 below;
  - b) Not disturb or remove any listed items; and
  - c) Permit the Supervising Solicitor to enter, but not start to search.
11. Before permitting entry to the premises by any person other than the Supervising Solicitor, the Respondent may, for a short time (not to exceed two hours, unless the Supervising Solicitor agrees to a longer period), gather together any documents he believes may be incriminating or privileged and hand them to the Supervising Solicitor for him to assess whether they are incriminating or privileged as claimed. If the Supervising Solicitor decides that any of the documents may be incriminating or privileged or is in any doubt as to their status, he will exclude them from the search and retain them in his possession pending further order of the court.
  12. If the Respondent wishes to take legal advice and gather documents as permitted, he must first inform the Supervising Solicitor and keep him informed of the steps being taken.
  13. No item may be removed from the premises until a list of the items to be removed has been prepared, and a copy of the list has been supplied to the Respondent or any other person having responsible control of the premises, and he has been given a reasonable opportunity to check the list.
  14. The premises must not be searched, and items must not be removed from them, except in the presence of the Respondent or any other person having responsible control of the premises.
  15. If the Supervising Solicitor is satisfied that full compliance with paragraphs 13 or 14 is not practicable, he may permit the search to proceed and items to be removed without fully complying with them.

#### DELIVERY UP OF ARTICLES/DOCUMENTS

16. The Respondent or any other person having responsible control of the premises must immediately hand over to the Applicant's solicitors any of the listed items, which are in his possession or under his control, save for any computer or hard disk integral to any computer. Any items the subject of a dispute as to whether they are listed items must immediately be handed over to the Supervising Solicitor for safe keeping pending resolution of the dispute or further order of the court.

#### PROVISION OF INFORMATION

18. The Respondent or any other person having responsible control of the premises must immediately inform the Applicant's Solicitors (in the presence of the Supervising Solicitor) so far as he is aware -
  - a) Where all the listed items are;
  - b) The name and address of everyone who has supplied him, or offered to supply him, with listed items;
  - c) The name and address of everyone to whom he has supplied, or offered to supply, listed items; and
  - d) Full details of the dates and quantities of every such supply and offer.



(e) When the Respondent first stored Items at the premises and when, if at all, he removed them or some of them and what he removed.

19. Within 7 working days after being served with this order the Respondent must swear and serve an affidavit setting out the above information.

#### PROHIBITED ACTS

20. Except for the purpose of obtaining legal advice, (i) the Respondent, and (ii) Andrew Thompson and Christine Thompson together trading as Containanstor, and any employee, agent or associate of Andrew Thompson or Christine Thompson must not directly or indirectly inform anyone of these proceedings or of the contents of this order, or warn anyone that proceedings have been or may be brought against the Respondent by the Applicant until 4.30 p.m. on the return date or further order of the court.
21. Until 4.30 p.m. on the return date the Respondent and any other person having responsible control of the premises must not destroy, tamper with, cancel or part with possession, power, custody or control of the listed Items otherwise than in accordance with the terms of this order.
22. ~~[Insert any negative injunctions]~~
23. ~~[Insert any further order]~~

#### COSTS

24. The costs of this application are reserved to the judge hearing the application on the return date.

#### RESTRICTIONS ON SERVICE

25. This order may only be served between 9.00 am and 4.30 pm and on a weekday.
26. This order must be served by the Supervising Solicitor, and paragraph 6 of the order must be carried out in his presence and under his supervision.

#### VARIATION AND DISCHARGE OF THIS ORDER

27. Anyone served with or notified of this order may apply to the court at any time to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicant's solicitors. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicant's solicitors in advance.

#### INTERPRETATION OF THIS ORDER

28. Any requirement that something shall be done to or in the presence of the Respondent or any other person having responsible control of the premises means
- If there is more than one Respondent, to or in the presence of any one of them; and
  - If a Respondent is not an individual, to or in the presence of a director, office, partner or responsible employee.
29. A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.

30. A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

#### COMMUNICATIONS WITH THE COURT

All communications to the court about this order should be sent to –

The Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 0207 947 6754.

Where the order is made in the Queen's Bench Division

Room WG08, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 020 7947 6010.

Where the order is made in the Commercial Court

Room EB09, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 0207 947 6826.

The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday

#### SCHEDULE A THE PREMISES

Containanslor  
Home Farm Works  
Deddington  
Banbury  
Oxon OX15 0TP

#### SCHEDULE B

The items contained in storage boxes in the name of Scot Young or Scot Gordon Young

#### SCHEDULE C

#### UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANT

- 1) If the court later finds that this order or carrying it out has caused loss to the Respondent, and decides that the Respondent should be compensated for that loss, the Applicant will comply with any order the court may make. Further if the carrying out of this order has been in breach of the terms of this order or otherwise in a manner inconsistent with the Applicant's Solicitors' duties as officers of the court, the Applicant will comply with any order for damages the court may make.
- 2) The Applicant will not, without the permission of the court, use any information or documents obtained as a result of carrying out this order nor inform anyone else of these proceedings except for the purposes of these proceedings (including adding further Respondents) or commencing civil proceedings in relation to the same or related subject matter to these proceedings.

#### SCHEDULE D

#### UNDERTAKINGS GIVEN BY THE APPLICANT'S SOLICITORS

- 1) The Applicant's solicitors will provide to the Supervising Solicitor for service on the Respondent –
  - i. A service copy of this order;
  - ii. The application
  - iii. An application for hearing on the return date;
  - iv. Copies of the affidavits and exhibits capable of being copied containing the evidence relied upon by the applicant;
  - v. A note of any allegation of fact made orally to the court where such allegation is not contained in the affidavits or draft affidavits read by the judge; and
  - vi. A copy of the skeleton argument produced to the court by the Applicant's counsel.
- 2) The Applicants' solicitors will answer at once to the best of their ability any question whether a particular item is a listed item.
- 3) Subject as provided below the Applicant's solicitors will retain in their own safe keeping all items obtained as a result of this order until the court directs otherwise.
- 4) The Applicant's solicitors will return the original of all documents obtained as a result of this order (except original documents which belong to the Applicant) as soon as possible and in any event within [seven] working days of their removal.

#### SCHEDULE E

##### UNDERTAKINGS GIVEN BY THE SUPERVISING SOLICITOR

- 1) The Supervising Solicitor will use his best endeavours to serve this order upon the Respondent and at the same time to serve upon the Respondent the other documents required to be served and referred to in paragraph (1) of Schedule D.
- 2) The Supervising Solicitor will offer to explain to the person served with the order its meaning and effect fairly and in everyday language, and to inform him of his right to take legal advice (such advice to include an explanation that the Respondent may be entitled to avail himself of the privilege against self-incrimination or legal professional privilege) and to apply to vary or discharge this order as mentioned in paragraph 27 above.
- 3) The Supervising Solicitor will retain in the safe keeping of his firm all items retained by him as a result of this order until the Court directs otherwise.
- 4) Within [48] hours of completion of the search the Supervising Solicitor will make and provide to the Applicant's solicitors, the Respondent or his solicitors and to the judge who made this order (for the purpose of the court file) a written report on the carrying out of the order.

#### SCHEDULE F

##### AFFIDAVITS

The Applicant relied on the following affidavits –

[name]                      [number of affidavit]                      [date sworn]                      [filed on behalf of]

1) Sofia Dionissiou-Moussaoui 1  
2) Robert James Oakley 1

16.04.10  
15.04.10

Michelle Danique Young  
Michelle Danique Young

### NAME AND ADDRESS OF APPLICANT'S SOLICITORS

The Applicant's solicitors are –  
[Name, address, reference, fax and telephone numbers both in and out of office hours.]

*DWFM Beckman*

33 Welbeck Street

London W1G 8LX

Tel: 020 7872 0023

Fax: 020 7872 0024/5

Ref: SDM/DB/50044



IN THE HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry treated by virtue of Section 42 of the Matrimonial and Family Proceedings Act 1984 as pending in divorce county court.

Before the Honourable Mrs Justice Black, on 18<sup>th</sup> and 19<sup>th</sup> December 2009 and 22<sup>nd</sup> April 2010

B E T W E E N:

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDAN YOUNG

Respondent

UPON HEARING Leading Counsel for both parties at the hearing on 18<sup>th</sup> December 2009 and Counsel for the Applicant and the Respondent in person at the hearing on 22<sup>nd</sup> April 2010

AND UPON THE BASIS that the terms of this order herein are made without prejudice to the Applicant's ability to argue for backdated maintenance for the period April 2008 to December 2009 within the context of the substantive ancillary relief proceedings

AND UPON the Respondent having agreed with the Applicant's counsel that he would use his best endeavours to pay or cause to be paid the arrears of school fees owing for the period before 19<sup>th</sup> December 2009

IT IS ORDERED THAT;

1. The Respondent do pay or cause to be paid to the Applicant maintenance pending suit commencing 19<sup>th</sup> December 2009 until Decree Absolute and thereafter interim periodical payments, until further order, as follows:

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.  
rosie

D263

- (a) at the rate of £27,500 per month, payable monthly in advance;
  - (b) the rental payments for the property in which the Applicant and the children of the family reside, payable promptly as the rent falls due;
  - (c) the children's school fees, which shall be paid directly to the bursar of Francis Holland School promptly as such fees fall due.
2. The Respondent shall pay the Applicant's costs of this application on an indemnity basis to be assessed if not agreed.

Dated this 22<sup>nd</sup> April 2010

- 5 MAY 2010

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

Order

No. FD07D02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before the Honourable Mr. Justice Mostyn  
Sitting at the Royal Courts of Justice, Strand, London WC2A 2LL

in Chambers

BETWEEN:

MICHELLE DANIQUE YOUNG

Petitioner

- and -

SCOT GORDON YOUNG

Respondent

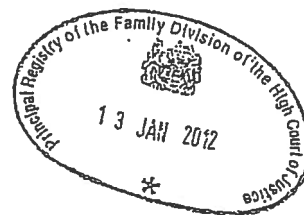
UPON hearing leading counsel on behalf of the Applicant (wife) and the Respondent (husband) in person;

IT IS ORDERED THAT:-

The wife shall issue no further application to activate the committal order dated 28<sup>th</sup> June 2009 prior to the final hearing without the prior order of the court.

Dated 11<sup>th</sup> January 2011

CA



Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

rosie

D264

In the HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county Court

No. FD07D02865

Between  
and

Michelle Danique YOUNG  
Scot Gordon YOUNG

Applicant  
Respondent

Before Mrs Justice THEIS sitting at Principal Registry of the Family Division, Royal Courts of Justice, Strand,  
London WC2A 2LL on 12 January 2011

UPON THE COURT READING the letter from David INGRAM (Joint Trustee) dated 25 November 2010 and  
the Certificate of Appointment of Trustee by Creditors meeting dated 17 June 2010

IT IS ORDERED THAT:

1. The Tipstaff do provide a copy of the passport of Scot Gordon YOUNG to David INGRAM for the purposes  
of carrying out his investigations as a Joint Trustee under the Insolvency Act 1986 regarding the affairs of Scot  
Gordon YOUNG.





MATTER NO. FD07D02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

BEFORE THE HONOURABLE MR. JUSTICE MOSTYN SITTING IN  
CHAMBERS AT THE ROYAL COURTS OF JUSTICE, STRAND, LONDON  
WC2A 2LL ON THIS 12<sup>TH</sup> DAY OF APRIL 2011

BETWEEN:-

MICHELLE DANIQUE YOUNG

PETITIONER

-AND-

SCOT GORDON YOUNG

RESPONDENT

---

ORDER

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UPON HEARING Counsel for the Petitioner wife, the Respondent husband  
appearing in person:

AND UPON Mr. Steve Grayson undertaking not to disclose any of the contents of the  
computer of Scott Young save as set out in the Order below:

IT IS ORDERED THAT:-

1. The computer of Scott Young shall be delivered to Mr. Steve Grayson  
forthwith;
2. Mr. Steve Grayson shall forthwith take a mirror image of the hard-drive of that  
computer and return the computer to Scott Young by no later than 4pm today;

*Secret over*

3. Mr. Steve Grayson shall investigate the hard drive to recover any documents delivered there from; and
4. He shall copy any documents on the hard drive relating to any business dealings by Scott Young; and
5. He shall provide copies to the Court and Scott Young who shall be entitled to present arguments as to disclosure in a private session of the Court.

DATED THIS 12<sup>TH</sup> DAY OF APRIL 2011.



WBW/YOUNG Order.12GENi



IN THE HIGH COURT OF JUSTICE

FAMILY DIVISION

CLAIM NO: FD07D02865

BEFORE THE HONOURABLE MR JUSTICE MOSTYN SITTING IN CHAMBERS AT THE  
ROYAL COURTS OF JUSTICE, STRAND, LONDON WC2A 2LL ON THIS 13 DAY OF  
APRIL 2011

BETWEEN:-

MICHELLE YOUNG

PETITIONER

-AND-

SCOT YOUNG

RESPONDENT

---

ORDER

---

UPON HEARING Counsel for Simon Cowell, an interested party ("Mr Cowell") and Counsel for the  
Petitioner;

IT IS ORDERED THAT:-

1. If the Petitioner intends to pursue allegations against Mr Cowell made in her evidence on Monday 11 April 2011, make any further allegations against and/or invite the Court to make any findings in relation to Mr Cowell, she is to give 14 days' notice to Mr Cowell's solicitors providing full details of the allegations and/or the findings she intends to invite the Court to make.

DATED THIS 13 DAY OF APRIL 2011.



WBW/YOUNG-VS-YOUNG ORDER.13GEN

CLAIM No: FD07D02865

IN THE HIGH COURT OF JUSTICE

FAMILY DIVISION

BETWEEN:-

MICHELLE YOUNG

PETITIONER

-AND-

SCOT YOUNG

RESPONDENT

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ORDER

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CARTER-RUCK SOLICITORS  
6 ST ANDREW STREET  
LONDON  
EC4A 3AE

TEL: 020 7353 5005  
FAX: 020 7353 5553  
REF: NT/RT/13995.1

SOLICITOR FOR MR COWELL

In the HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court

No. of matter: FD07D02865

Between Michelle Danique Young Petitioner  
and Scot Gordon Young Respondent

MR JUSTICE MOSTYN sitting at Principal Registry of the Family Division, Royal Courts of  
Justice, The Strand, London, WC2A 2LL on 14th April 2011

UPON HEARING Counsel for the Respondent's Trustees in Bankruptcy and reading the letter dated 14th April  
2011, a copy of which is appended to this order

AND UPON the Court rescinding its order dated 12th April 2011 ordering Grant Thornton & Co to produce  
certain documentation

IT IS ORDERED THAT-

1. The Respondent's Trustees in Bankruptcy shall, by 4.00pm on 12th May 2011, file and serve an affidavit  
setting out the amount of the proofs of debt filed to date within the Respondent's bankruptcy estate, and a  
summary of the steps taken to date by the Trustees to identify and realise assets.

2. The Respondent's Trustees in Bankruptcy shall, by 4.00pm on 12th May 2011, send to Mr Justice Mostyn  
a confidential letter identifying the further steps that it is proposed to take to identify and realise assets.

3. Counsel for the Respondent's Trustees in Bankruptcy shall provide to the Court and the parties a note setting  
out the applicable legal principles of insolvency law, along with supporting authorities, by 4.00pm on 12th May  
2011.

4. The Trustees in Bankruptcy, in person or through their staff and/or agents and/or solicitors and Counsel,  
have permission to attend the further hearings in this matter scheduled for 4th and 5th October 2011 and the  
next day hearing listed to commence on 16th January 2012.

5. The Petitioner and Respondent shall serve upon the Respondent's Trustees in Bankruptcy all documents  
that have been filed to date in this matter, along with any and all further documents filed subsequent to the

making of this order. The time for compliance with this requirement to be 4.00pm on 12th May 2011 or seven days after any subsequent document is created. The address for service for such documents is:

Mr Christopher Branson  
Boyes Turner  
Abbots House  
Abbey Street  
Reading  
RG1 3BD  
Ref: CB/DLS/31058/14  
DX: 54741 – Reading 2  
e-mail: cbranson@boyesturner.com

6. The Respondent's Trustees in Bankruptcy's costs of and occasioned by dealing with the Court's order dated 12th April 2011 and of and occasioned by complying with the terms of this order shall be costs in the bankruptcy.





Mr Justice Mostyn  
Royal Courts of Justice  
London

14 April 2011

Dear Judge

Re: *Young v Young (Matter No FD07D02865)*

Introduction

I act for the Joint Trustees in Bankruptcy of Scot Young and am presently in conference with my clients and their solicitors. I have had drawn to my attention an order made by you on 12<sup>th</sup> April 2011 requiring Grant Thornton & Co to "produce all files relating to the insolvency of Scot Young and in particular any documentation relating to his debts and proof thereof together with any assets believed may have been retained directly or indirectly by him".

There are a number of difficulties with that order, although I should stress that my clients are keen to provide you with all of the information properly required by you in order that you may discharge your judicial duties. However, particularly in the light of e-mail correspondence between my Instructing Solicitor and those instructed by Mrs Young yesterday afternoon following receipt of your order, it appears that there is some dispute as to the proper meaning of your order. The purpose of this letter is to provide you with the benefit of the Joint Trustees' position and invite your guidance as to how you would like to proceed.

Who is the order directed to?

The order is addressed to Grant Thornton & Co, which is not an entity that has any connection with the bankruptcy of Mr Young. The office of Trustee in Bankruptcy is a personal one which, for example, cannot be held by a company or partnership. In this respect your attention is drawn to Part XIII of the Insolvency Act 1986. It is correct that my clients also happen to be [employees/members] of Grant Thornton UK LLP, but that does not mean that that entity has any control over or say in how my clients exercise their functions as Trustees. For that reason my clients could simply ignore the order with impunity, although as I hope I have made clear it is not their intention to do so as they wish to provide you with every proper assistance possible.

What is the order directed towards?

The order appears to contemplate delivery up of every shred of paper relating to the bankrupt that is presently within the possession or control of the Joint Trustees. As that would be a rather unusual order to make against a Trustee in Bankruptcy without even providing the opportunity for the Trustee to be heard, my Instructing Solicitor liaised with those instructed by Mrs Young with a view to clarifying matters. Initially the response received appeared quite orthodox, namely that what you required was an overview as to the progress of the bankruptcy, presumably with a view to establishing if there was any likelihood of a surplus against which a property adjustment order could be made. However, my Instructing Solicitor was then informed that Counsel instructed by Mrs Young had advised that what is required by you is the entirety of the Joint Trustees' files.

I should of course preface what follows by acknowledging that neither I nor my Instructing Solicitor spoke with Counsel instructed by Mrs Young and so it may well be that much has been lost in translation. However, the Joint Trustees are conscious of their positions as officers of this Honourable Court and are keen not to be perceived as being unhelpful or recalcitrant in any way. The problem is that, following his bankruptcy, such assets as were formerly owned by Mr Young vested automatically in the Joint Trustees by operation of law. It is not open to this Court to make a property adjustment order against those assets thereafter as that would be an order in matrimonial proceedings in circumstances where neither Trustee has ever been married to Mrs Young. It follows from this that requiring production of the Trustees' papers in respect of property against which you have no entitlement to make an order is both improper and wasteful of resources.

It is of course accepted that it is open to you to make a property adjustment order and/or lump sum order against any surplus over, once all of the debts and expenses of the bankruptcy have been met. At present it not possible to say whether there will in fact be such a surplus, although the Joint Trustees are more than happy to provide you with an overview of the bankruptcy and the steps that have been taken by them to date, along with details of the steps that it is proposed to take in future. This would include the amounts of proofs of debt presently registered. Necessarily, some of this information would at this stage only be provided on a confidential basis as, for example, identifying on an open basis steps that the Joint Trustees propose taking might well have the effect of subverting the worth of any such action on their part.

The timing of the order

The order is silent as to a time for compliance with it. Under the circumstances the Joint Trustees propose responding to you with the information identified in the previous section of this letter by 4.00pm on [14 days?].

Conclusion

I hope that this letter adequately explains the Trustees' position and ask that you excuse their attendance on the grounds of saving expense. Having said that, if it

would assist you to have me appear before you in order to clarify any matter then I  
have instructions to do so.

Yours sincerely

James Couser

In the HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court

No. of matter: FD07D02865

Between	Michelle Danique Young	Petitioner
and	Scott Gordon Young	Respondent

Before Mr Justice Peter Jackson sitting Family Division, Royal Courts of Justice, The Strand, London, WC2A 2LL on 3rd January 2012

Upon Reading a position statement from Sofia Dionlssiou-Moussaoui of Messrs DWFM Beckman dated 3 January 2012

And Upon hearing the respondent by letter

IT IS ORDERED THAT

1. The application to adjourn the forthcoming hearing is listed before Mostyn J at 2.00 p.m. on 11 January.
2. The applicant should give notice to Mr Young who may attend if he wishes.



Order

No. FD07D02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before the Honourable Mr. Justice Mostyn  
Sitting at the Royal Courts of Justice, Strand, London WC2A 2LL

in Chambers

BETWEEN:

MICHELLE DANIQUE YOUNG

Petitioner

11.1.12

- and -

SCOT GORDON YOUNG

Respondent

UPON hearing leading counsel on behalf of the Applicant (wife) and the Respondent in person;

AND UPON the court advising the husband that if he intends to make an application for the return of his passport, which is currently held by the court, he must issue a properly constituted application under Part 18 of the FRP 2010 which shall be served on the wife's solicitors at least 48 hours in advance;

IT IS ORDERED THAT:-

1. The hearing listed for 4 days to commence on 16<sup>th</sup> January 2012 be vacated.
2. The wife shall have permission to file and serve a report from Mr Mark Bezant of FTI Consulting by 13<sup>th</sup> April 2012
3. The husband shall have permission, should he wish to do so, to file and serve a report in reply to that of Mr Bezant by 18<sup>th</sup> May 2012.
4. A further directions hearing shall be listed for 1 day before Mostyn J on the first open day after 18<sup>th</sup> May 2012 at which the court shall consider the following issues and matters:-
  - a. Whether a further preliminary OS/DS hearing should be provided for ;
  - b. The issue of witness summons' by the wife;
  - c. Any further information which is sought by the wife;
  - d. The questionnaire provided by the wife (in accordance with para 6 below);

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

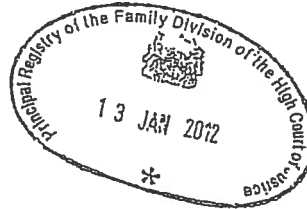
rosie

D264

5. The wife's solicitors shall prepare, file with the court and serve on the husband for the directions hearing, a core bundle of essential documents together with a comprehensive index of the case papers.
6. In the event the wife assert the husband has failed to comply in full to her previous requests for information and documents she shall provide a Schedule of Deficiencies and, if so advised, a further comprehensive questionnaire seeking any further information and documentation from the husband which shall be filed and served upon the husband no less than 7 days prior to the aforesaid directions hearing.
7. The final hearing of the wife's application for ancillary relief shall be listed on the first open date after 1<sup>st</sup> November 2012 with a time estimate of 10 days (subject to confirmation with the Clerk of the Rules) before Mr Justice Mostyn, if available.
8. Costs in the application

Dated 11<sup>th</sup> January 2012

CA



**ORDER**

**IN THE HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY  
FAMILY DIVISION**

**CASE NO: FD07D02865**

**BEFORE THE HONOURABLE MR JUSTICE MOSTYN SITTING IN PRIVATE  
AT THE ROYAL COURTS OF JUSTICE, STRAND, LONDON WC2A 2LL ON  
THIS 20<sup>TH</sup> DAY OF JANUARY 2012**

**BETWEEN:-**

**MICHELLE DANIQUE YOUNG**

**PETITIONER**

**-AND-**

**SCOT GORDON YOUNG**

**RESPONDENT**

**UPON HEARING** The Respondent (husband) in person and Leading Counsel and Junior on behalf of the Petitioner (wife);

**IT IS ORDERED THAT:-**

1. The Respondent's application for the release of his passport is refused and the Order (which was originally made by Mrs Justice Hogg on 12<sup>th</sup> March 2009 and continued by subsequent Orders of the Court) that the Tipstaff of the High Court shall obtain and keep safely the Respondent's passport and travel documents, shall continue until the conclusion of the Petitioner's application for ancillary relief or further Order.

2. The Order that the United Kingdom Home Office Identity and Passport Office be directed not to issue any new passport or travel documents to the Respondent, Scot Gordon Young (date of birth 10<sup>th</sup> January ~~2002~~ 1962) (which Order was originally made by Mr Justice Coleridge on 26<sup>th</sup> March 2009 and continued by subsequent Orders) be continued until further Order of this Court.

3. There be liberty to the Respondent to apply to vary and or discharge paragraph 1 of this Order on written notice to the Petitioner's solicitors.





4. The Respondent shall pay the Petitioner's costs of the hearings on 20<sup>th</sup> January 2012 and of 27<sup>th</sup> January 2012 on the indemnity basis, such costs to be assessed if not agreed but they shall not be enforced until the conclusion of the Petitioner's application for ancillary relief.

DATED THIS 3<sup>RD</sup> DAY OF FEBRUARY 2012.

ORDER AMENDED UNDER THE SLIP RULE PURSUANT TO THE

DIRECTION OF MR JUSTICE MOSTYN ON THIS THE 7<sup>TH</sup> DAY OF

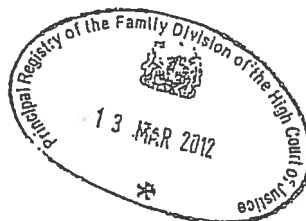
MARCH 2012



WBW/YOUNG ORDER.20GEN

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Address all communications to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42 - 49 High Holborn, London, WC1V 6NP quoting the number on the top right hand corner of this form. The Court is open from 10.00 am until 4.30 pm from Mondays to Fridays.



SEARCH ORDER

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before The Honourable Mrs Justice Macur

Case No.FD07D02865

Dated 21<sup>st</sup> March 2012

BETWEEN

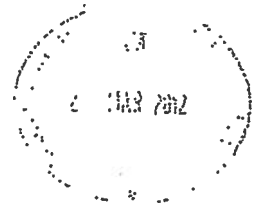
MICHELLE DANIQUE YOUNG

Applicant

SCOT GORDAN YOUNG

Respondent

Seal



*Search order*

PENAL NOTICE

IF YOU SCOT GORDAN YOUNG DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

THIS ORDER

- 213 Bunk House, Lancaster City  
Room 113 Columbia ALB  
Sec 6*
1. This is a Search Order made against SCOT GORDAN YOUNG ('the Respondent') on 21<sup>st</sup> March 2012 by Mrs Justice Macur on the application of MICHELLE DANIQUE YOUNG ('the Applicant'). The Judge read the Affidavits listed in Schedule F and accepted the undertakings set out in Schedules C, D and E at the end of this order.
  2. This order was made at a hearing without notice to the Respondent. The Respondent has a right to apply to the court to vary or discharge the order—see paragraph 27 below.
  3. There will be a further hearing in respect of this order on 29<sup>th</sup> March 2012 at 10.30 am ('the return date').
  4. If there is more than one Respondent—
    - (a) unless otherwise stated, references in this order to 'the Respondent' mean both or all of them; and
    - (b) this order is effective against any Respondent on whom it is served or who is given notice of it.
  5. This order must be complied with by—
    - (a) the Respondent;
    - (b) any director, officer, partner or responsible employee of the Respondent; and
    - (c) if the Respondent is an individual, any other person having or appearing to have responsible control of the premises to be searched including but not limited to a porter, doorman and/or hotel manager.

THE SEARCH

6. The Respondent and any other person having or appearing to have responsible control of the premises must permit any of the following persons—
  - (a) [Robert Oakley, Martin Bunch & Alexander Richard De Jongh ] ('the Supervising Solicitors');
  - (b) Sofia Dionissiou-Moussaoui, a solicitor in the firm of DWFM Beckman, the Applicant's solicitors; and

- (c) up to 3 other persons being Diana Bastow and Lucia Price, assistant solicitors at DWFMB Beckman and Jan Collie Independent IT analyst accompanying them,

(together 'the search party'), to enter the premises mentioned in Schedule A to this order and any other premises of the Respondent disclosed under paragraph 18 below and any vehicles under the Respondent's control on or around the premises ('the premises') so that they can search for, inspect, photograph or photocopy, and deliver into the safekeeping of the Applicant's solicitors all the documents and articles which are listed in Schedule B to this order ('the listed items').

7. Having permitted the search party to enter the premises, the Respondent and any other person having or appearing to have responsible control of the premises must allow the search party to remain on the premises until the search is complete. In the event that it becomes necessary for any of those persons to leave the premises before the search is complete, the Respondent and any other person having or appearing to have responsible control of the premises must allow them to re-enter the premises immediately upon their seeking re-entry on the same or the following day in order to complete the search.

#### RESTRICTIONS ON SEARCH

8. This order may not be carried out at the same time as a police search warrant.
9. Before the Respondent or any other person having or appearing to have responsible control of the premises allows anybody onto the premises to carry out this order, he is entitled to have the Supervising Solicitor explain to him what it means in everyday language.
10. The Respondent is entitled to seek legal advice and to ask the court to vary or discharge this order. Whilst doing so, he may ask the Supervising Solicitor to delay starting the search for up to 2 hours or such other longer period as the Supervising Solicitor may permit. However, the Respondent must—
- (a) comply with the terms of paragraph 27 below;
  - (b) not disturb or remove any listed items; and
  - (c) permit the Supervising Solicitor to enter, but not start to search.
11. (1) Before permitting entry to the premises by any person other than the Supervising Solicitor, the Respondent may, for a short time (not to exceed two hours, unless the Supervising Solicitor agrees to a longer period) —
- (a) gather together any documents he believes may be incriminating or privileged; and
  - (b) hand them to the Supervising Solicitor for him to assess whether they are incriminating or privileged as claimed.
- (2) If the Supervising Solicitor decides that the Respondent is entitled to withhold production of any of the documents on the ground that they are

privileged or incriminating, he will exclude them from the search, record them in a list for inclusion in his report and return them to the Respondent.

- (3) If the Supervising Solicitor believes that the Respondent may be entitled to withhold production of the whole or any part of a document on the ground that it or part of it may be privileged or incriminating, or if the Respondent claims to be entitled to withhold production on those grounds, the Supervising Solicitor will exclude it from the search and retain it in his possession pending further order of the court.
12. If the Respondent wishes to take legal advice and gather documents as permitted, he must first inform the Supervising Solicitor and keep him informed of the steps being taken.
  13. No item may be removed from the premises until a list of the items to be removed has been prepared, and a copy of the list has been supplied to the Respondent or any other person having or appearing to have responsible control of the premises, and he has been given a reasonable opportunity to check the list.
  14. The premises must not be searched, and items must not be removed from them, except in the presence of the Respondent or any other person having or appearing to have responsible control of the premises.
  15. If the Supervising Solicitor is satisfied that full compliance with paragraphs 13 or 14 is not practicable, he may permit the search to proceed and items to be removed without fully complying with them.

#### DELIVERY UP OF ARTICLES/DOCUMENTS

16. The Respondent or any other person having or appearing to have responsible control of the premises must immediately hand over to the Applicant's solicitors any of the listed items which are in his possession or under his control and the Respondent must immediately provide each and every password for access to any of the listed items which require a password for such access. Any items the subject of a dispute as to whether they are listed items must immediately be handed over to the Supervising Solicitor for safe keeping pending resolution of the dispute or further order of the court. The Applicant's solicitors may hand any listed item which is an electronic device to the Independent IT Analyst for imaging and/or the retrieval of data.
17. The Respondent or any other person having or appearing to have responsible control of the premises must immediately give the search party effective access to the computers on the premises, with all necessary passwords, to enable the computers to be searched. If they contain any listed items the Respondent must cause the listed items to be displayed so that they can be read and copied. The Respondent must provide the Applicant's Solicitors with copies of all listed items contained in the computers. All reasonable steps shall be taken by the Applicant and the Applicant's solicitors to ensure that no damage is done to any computer or data. The Applicant and his representatives may not themselves search the Respondent's computers unless they have sufficient expertise to do so without damaging the Respondent's system.

#### PROVISION OF INFORMATION

18. The Respondent or any other person having or appearing to have responsible control of the premises must immediately inform the Applicant's Solicitors (in the presence of the Supervising Solicitor) so far as he is aware—
- (a) where all the listed items are;
  - (b) the name and address of everyone who has supplied the Respondent, or offered to supply him, with business, business opportunity, financial services and/or advice, contractual arrangements of any sort, or money, whether or not as part of a contract;
  - (c) the name and address of everyone to whom the Respondent has supplied, or offered to supply, business, business opportunity, financial services and/or advice, contractual arrangements of any sort, or money, whether or not as part of a contract; and
  - (d) full details of the dates and description of every such supply and offer.
19. Within 3 working days after being served with this order the Respondent must swear and serve an affidavit setting out the above information.

#### PROHIBITED ACTS

20. Except for the purpose of obtaining legal advice, the Respondent and any other person having or appearing to have responsible control of the premises must not directly or indirectly inform anyone of these proceedings or of the contents of this order until 4.30 p.m. on the return date or further order of the court.
21. Until 4.30 p.m. on the return date the Respondent and any other person having or appearing to have responsible control of the premises must not destroy, tamper with, cancel or part with possession, power, custody or control of the listed items otherwise than in accordance with the terms of this order.
22. [Insert any negative injunctions.]
23. [Insert any further order]

#### COSTS

24. The costs of this application are reserved to the judge hearing the application on the return date.

#### RESTRICTIONS ON SERVICE

25. This order may only be served between 9.00 a.m. and 5.30 p.m. and on a weekday unless the Respondent is seen leaving the premises before 9.00 a.m. in which case he may be served at any time after 7.30 a.m.
26. This order must be served by one of the Supervising Solicitors, and paragraph 6 of the order must be carried out in the presence and under the supervision of one of the Supervising Solicitors.

---

#### VARIATION AND DISCHARGE OF THIS ORDER

27. Anyone served with or notified of this order may apply to the court at any time to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicant's solicitors. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicant's solicitors in advance.

### INTERPRETATION OF THIS ORDER

28. Any requirement that something shall be done to or in the presence of the Respondent or any other person having or appearing to have responsible control of the premises means—
- (a) if there is more than one Respondent, to or in the presence of any one of them; and
  - (b) if a Respondent is not an individual, to or in the presence of a director, officer, partner or responsible employee.
29. A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
30. A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

### COMMUNICATIONS WITH THE COURT

All communications to the court about this order should be sent to—

The Clerk of the Rules, Family Division, Room 1M, Royal Courts of Justice, Strand, London WC2A 2LL. The telephone number is 020 7947 6543.

*If the order is made at the Royal Courts of Justice, communications should be addressed as follows—*

*Where the order is made in the Chancery Division*

Room TM 5.07, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 020 7947 6322.

*Where the order is made in the Queen's Bench Division*

Room WG08, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 020 7947 6010.

*Where the order is made in the Commercial Court*

Room EB09, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 0207 947 6826.

The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

### SCHEDULE A

## THE PREMISES

20 Barrie House, Lancaster Gate, London W2 3QJ

Room 113 Columbia Hotel, Lancaster Gate, London W2

## SCHEDULE B

### THE LISTED ITEMS

Each and every mobile phone or other mobile electronic device belonging to the Respondent or likely to belong to him or used by him or in his power possession or control

Each and every ipad or tablet computer belonging to the Respondent or likely to belong to him or used by him or in his power possession or control

Each and every laptop or other computer belonging to the Respondent or likely to belong to him or used by him or in his power possession or control

Documents and files that relate or may relate to the Respondent's financial affairs whether in paper or electronic format

## SCHEDULE C

### UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANT

- (1) If the court later finds that this order or carrying it out has caused loss to any third party, and decides that such third party should be compensated for that loss, the Applicant will comply with any order the court may make. Further if the carrying out of this order has been in breach of the terms of this order or otherwise in a manner inconsistent with the Applicant's solicitors' duties as officers of the court, the Applicant will comply with any order for damages the court may make.
- (2) The Applicant will not, without the permission of the court, use any information or documents obtained as a result of carrying out this order nor inform anyone else of these proceedings except for the purposes of these proceedings (including adding further Respondents) or commencing civil proceedings in relation to the same or related subject matter to these proceedings until after the return date.

## SCHEDULE D

### UNDERTAKINGS GIVEN BY THE APPLICANT'S SOLICITORS

- (1) The Applicant's solicitors will provide to the Supervising Solicitor for service on the Respondent—
  - (i) a service copy of this order;



- (ii) an application for hearing on the return date;
  - (iii) copies of the affidavits and exhibits capable of being copied containing the evidence relied upon by the Applicant;
  - (iv) a note of any allegation of fact made orally to the court where such allegation is not contained in the affidavits or draft affidavits read by the judge; and
  - (v) a copy of the skeleton argument produced to the court by the Applicant's counsel.
- (2) The Applicants' solicitors will answer at once to the best of their ability any question whether a particular item is a listed item.
  - (3) Subject as provided below the Applicant's solicitors will retain in their own safe keeping all items obtained as a result of this order until the court directs otherwise.
  - (4) The Applicant's solicitors will return the originals of all documents obtained as a result of this order (except original documents which belong to the Applicant) as soon as possible and in any event within [two] working days of their removal.

## SCHEDULE E

### UNDERTAKINGS GIVEN BY THE SUPERVISING SOLICITOR

- (1) The Supervising Solicitor will use his best endeavours to serve this order upon the Respondent and at the same time to serve upon the Respondent the other documents required to be served and referred to in paragraph (1) of Schedule D.
- (2) The Supervising Solicitor will offer to explain to the person served with the order its meaning and effect fairly and in everyday language, and to inform him of his right to take legal advice (such advice to include an explanation that the Respondent may be entitled to avail himself of [the privilege against self-incrimination or] [legal professional privilege]) and to apply to vary or discharge this order as mentioned in paragraph 27 above.
- (3) The Supervising Solicitor will retain in the safe keeping of his firm all items retained by him as a result of this order until the court directs otherwise.
- (4) Within [72] hours of completion of the search the Supervising Solicitor will make and provide to the Applicant's solicitors, the Respondent or his solicitors and to the judge who made this order (for the purposes of the court file) a written report on the carrying out of the order.
- (5) Within [72] hours of completion of the search the Supervising Solicitor will make and provide to the Applicant's solicitors, the Respondent or his solicitors and to the judge who made this order (for the purposes of the court file) a written report on the carrying out of the order.

## SCHEDULE F

### AFFIDAVITS

The Applicant relied on the following affidavits—

Sofia Dionissiou-Moussaoui 21.3.12

Damian Ozenbrook 21.3.12

Jan Collie 21.3.12

Robert Oakley 21.3.12

Martin Bunch 21.3.12

Alexander De Jongh 21.3.12

NAME AND ADDRESS OF APPLICANT'S SOLICITORS

The Applicant's solicitors are-

DWFM BECKMAN SOLICITORS

33 WELBECK STREET,

LONDON W1G 8LX

Ref: SDM/50044

Tele:020 7872 0023

Fax: 020 7872 0024/5

000132

SEARCH ORDER

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before The Honourable Mrs Justice Macur

Case No.FD07D02865

Dated 21<sup>st</sup> March 2012

BETWEEN

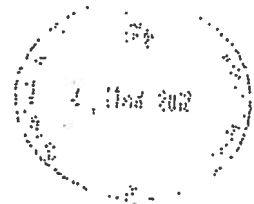
MICHELLE DANIQUE YOUNG

Applicant

SCOT GORDAN YOUNG

Seal

Respondent



## PENAL NOTICE

IF YOU SCOT GORDAN YOUNG DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

*Flat 2/12 Queensway Place  
SW7*

## THIS ORDER

1. This is a Search Order made against SCOT GORDAN YOUNG ('the Respondent') on 21<sup>st</sup> March 2012 by Mrs Justice Macur on the application of MICHELLE DANIQUE YOUNG ('the Applicant'). The Judge read the Affidavits listed in Schedule F and accepted the undertakings set out in Schedules C, D and E at the end of this order.
2. This order was made at a hearing without notice to the Respondent. The Respondent has a right to apply to the court to vary or discharge the order—see paragraph 27 below.
3. There will be a further hearing in respect of this order on 29<sup>th</sup> March 2012 at 10.30 am ('the return date').
4. If there is more than one Respondent—
  - (a) unless otherwise stated, references in this order to 'the Respondent' mean both or all of them; and
  - (b) this order is effective against any Respondent on whom it is served or who is given notice of it.
5. This order must be complied with by—
  - (a) the Respondent;
  - (b) any director, officer, partner or responsible employee of the Respondent; and
  - (c) if the Respondent is an individual, any other person having or appearing to have responsible control of the premises to be searched including but not limited to a porter, doorman and/or hotel manager.

## THE SEARCH

6. The Respondent and any other person having or appearing to have responsible control of the premises must permit any of the following persons—
  - (a) [Robert Oakley, Martin Bunch & Alexander Richard De Jongh] ('the Supervising Solicitors');
  - (b) Sofia Dionissiou-Moussaoui, a solicitor in the firm of DWFM Beckman, the Applicant's solicitors; and

- (c) up to 3 other persons being Diana Bastow and Lucia Price, assistant solicitors at DWFMB Beckman and Jan Collie Independent IT analyst accompanying them,
- (together 'the search party'), to enter the premises mentioned in Schedule A to this order and any other premises of the Respondent disclosed under paragraph 18 below and any vehicles under the Respondent's control on or around the premises ('the premises') so that they can search for, inspect, photograph or photocopy, and deliver into the safekeeping of the Applicant's solicitors all the documents and articles which are listed in Schedule B to this order ('the listed items').

7. Having permitted the search party to enter the premises, the Respondent and any other person having or appearing to have responsible control of the premises must allow the search party to remain on the premises until the search is complete. In the event that it becomes necessary for any of those persons to leave the premises before the search is complete, the Respondent and any other person having or appearing to have responsible control of the premises must allow them to re-enter the premises immediately upon their seeking re-entry on the same or the following day in order to complete the search.

#### RESTRICTIONS ON SEARCH

8. This order may not be carried out at the same time as a police search warrant.
9. Before the Respondent or any other person having or appearing to have responsible control of the premises allows anybody onto the premises to carry out this order, he is entitled to have the Supervising Solicitor explain to him what it means in everyday language.
10. The Respondent is entitled to seek legal advice and to ask the court to vary or discharge this order. Whilst doing so, he may ask the Supervising Solicitor to delay starting the search for up to 2 hours or such other longer period as the Supervising Solicitor may permit. However, the Respondent must—
- (a) comply with the terms of paragraph 27 below;
  - (b) not disturb or remove any listed items; and
  - (c) permit the Supervising Solicitor to enter, but not start to search.
11. (1) Before permitting entry to the premises by any person other than the Supervising Solicitor, the Respondent may, for a short time (not to exceed two hours, unless the Supervising Solicitor agrees to a longer period) —
- (a) gather together any documents he believes may be incriminating or privileged; and
  - (b) hand them to the Supervising Solicitor for him to assess whether they are incriminating or privileged as claimed.
- (2) If the Supervising Solicitor decides that the Respondent is entitled to withhold production of any of the documents on the ground that they are

privileged or incriminating, he will exclude them from the search, record them in a list for inclusion in his report and return them to the Respondent.

(3) If the Supervising Solicitor believes that the Respondent may be entitled to withhold production of the whole or any part of a document on the ground that it or part of it may be privileged or incriminating, or if the Respondent claims to be entitled to withhold production on those grounds, the Supervising Solicitor will exclude it from the search and retain it in his possession pending further order of the court.

12. If the Respondent wishes to take legal advice and gather documents as permitted, he must first inform the Supervising Solicitor and keep him informed of the steps being taken.
13. No item may be removed from the premises until a list of the items to be removed has been prepared, and a copy of the list has been supplied to the Respondent or any other person having or appearing to have responsible control of the premises, and he has been given a reasonable opportunity to check the list.
14. The premises must not be searched, and items must not be removed from them, except in the presence of the Respondent or any other person having or appearing to have responsible control of the premises.
15. If the Supervising Solicitor is satisfied that full compliance with paragraphs 13 or 14 is not practicable, he may permit the search to proceed and items to be removed without fully complying with them.

#### DELIVERY UP OF ARTICLES/DOCUMENTS

16. The Respondent or any other person having or appearing to have responsible control of the premises must immediately hand over to the Applicant's solicitors any of the listed items which are in his possession or under his control and the Respondent must immediately provide each and every password for access to any of the listed items which require a password for such access. Any items the subject of a dispute as to whether they are listed items must immediately be handed over to the Supervising Solicitor for safe keeping pending resolution of the dispute or further order of the court. The Applicant's solicitors may hand any listed item which is an electronic device to the Independent IT Analyst for imaging and/or the retrieval of data.
17. The Respondent or any other person having or appearing to have responsible control of the premises must immediately give the search party effective access to the computers on the premises, with all necessary passwords, to enable the computers to be searched. If they contain any listed items the Respondent must cause the listed items to be displayed so that they can be read and copied. The Respondent must provide the Applicant's Solicitors with copies of all listed items contained in the computers. All reasonable steps shall be taken by the Applicant and the Applicant's solicitors to ensure that no damage is done to any computer or data. The Applicant and his representatives may not themselves search the Respondent's computers unless they have sufficient expertise to do so without damaging the Respondent's system.

#### PROVISION OF INFORMATION

18. The Respondent or any other person having or appearing to have responsible control of the premises must immediately inform the Applicant's Solicitors (in the presence of the Supervising Solicitor) so far as he is aware--
  - (a) where all the listed items are;
  - (b) the name and address of everyone who has supplied the Respondent, or offered to supply him, with business, business opportunity, financial services and/or advice, contractual arrangements of any sort, or money, whether or not as part of a contract;
  - (c) the name and address of everyone to whom the Respondent has supplied, or offered to supply, business, business opportunity, financial services and/or advice, contractual arrangements of any sort, or money, whether or not as part of a contract; and
  - (d) full details of the dates and description of every such supply and offer.
19. Within 3 working days after being served with this order the Respondent must swear and serve an affidavit setting out the above information.

#### PROHIBITED ACTS

20. Except for the purpose of obtaining legal advice, the Respondent and any other person having or appearing to have responsible control of the premises must not directly or indirectly inform anyone of these proceedings or of the contents of this order until 4.30 p.m. on the return date or further order of the court.
21. Until 4.30 p.m. on the return date the Respondent and any other person having or appearing to have responsible control of the premises must not destroy, tamper with, cancel or part with possession, power, custody or control of the listed items otherwise than in accordance with the terms of this order.
22. [Insert any negative injunctions.]
23. [Insert any further order]

#### COSTS

24. The costs of this application are reserved to the judge hearing the application on the return date.

#### RESTRICTIONS ON SERVICE

25. This order may only be served between 9.00 a.m. and 5.30 p.m. and on a weekday unless the Respondent is seen leaving the premises before 9.00 a.m, in which case he may be served at any time after 7.30 a.m.
26. This order must be served by one of the Supervising Solicitors, and paragraph 6 of the order must be carried out in the presence and under the supervision of one of the Supervising Solicitors.

#### VARIATION AND DISCHARGE OF THIS ORDER

27. Anyone served with or notified of this order may apply to the court at any time to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicant's solicitors. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicant's solicitors in advance.

### INTERPRETATION OF THIS ORDER

28. Any requirement that something shall be done to or in the presence of the Respondent or any other person having or appearing to have responsible control of the premises means—
- (a) if there is more than one Respondent, to or in the presence of any one of them; and
  - (b) if a Respondent is not an individual, to or in the presence of a director, officer, partner or responsible employee.
29. A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
30. A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

### COMMUNICATIONS WITH THE COURT

All communications to the court about this order should be sent to—

The Clerk of the Rules, Family Division, Room 1M, Royal Courts of Justice, Strand, London WC2A 2LL. The telephone number is 020 7947 6543

*If the order is made at the Royal Courts of Justice, communications should be addressed as follows—*

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Room WG08, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 020 7947 6010.

*Where the order is made in the Commercial Court*

Room EB09, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 0207 947 6826.

The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

### SCHEDULE A



## THE PREMISES

Top floor flat, 12 Queensberry Place, South Kensington, London SW7

## SCHEDULE B

### THE LISTED ITEMS

Each and every mobile phone or other mobile electronic device belonging to the Respondent or likely to belong to him or used by him or in his power possession or control

Each and every ipad or tablet computer belonging to the Respondent or likely to belong to him or used by him or in his power possession or control

Each and every laptop or other computer belonging to the Respondent or likely to belong to him or used by him or in his power possession or control

Documents and files that relate or may relate to the Respondent's financial affairs whether in paper or electronic format

## SCHEDULE C

### UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANT

- (1) If the court later finds that this order or carrying it out has caused loss to any third party, and decides that such third party should be compensated for that loss, the Applicant will comply with any order the court may make. Further if the carrying out of this order has been in breach of the terms of this order or otherwise in a manner inconsistent with the Applicant's solicitors' duties as officers of the court, the Applicant will comply with any order for damages the court may make.
- (2) The Applicant will not, without the permission of the court, use any information or documents obtained as a result of carrying out this order nor inform anyone else of these proceedings except for the purposes of these proceedings (including adding further Respondents) or commencing civil proceedings in relation to the same or related subject matter to these proceedings until after the return date.

## SCHEDULE D

### UNDERTAKINGS GIVEN BY THE APPLICANT'S SOLICITORS

- (1) The Applicant's solicitors will provide to the Supervising Solicitor for service on the Respondent—
  - (i) a service copy of this order;
  - (ii) an application for hearing on the return date;

- (iii) copies of the affidavits and exhibits capable of being copied containing the evidence relied upon by the Applicant;
  - (iv) a note of any allegation of fact made orally to the court where such allegation is not contained in the affidavits or draft affidavits read by the judge; and
  - (v) a copy of the skeleton argument produced to the court by the Applicant's counsel.
- (2) The Applicants' solicitors will answer at once to the best of their ability any question whether a particular item is a listed item.
  - (3) Subject as provided below the Applicant's solicitors will retain in their own safe keeping all items obtained as a result of this order until the court directs otherwise.
  - (4) The Applicant's solicitors will return the originals of all documents obtained as a result of this order (except original documents which belong to the Applicant) as soon as possible and in any event within [two] working days of their removal.

## SCHEDULE E

### UNDERTAKINGS GIVEN BY THE SUPERVISING SOLICITOR

- (1) The Supervising Solicitor will use his best endeavours to serve this order upon the Respondent and at the same time to serve upon the Respondent the other documents required to be served and referred to in paragraph (1) of Schedule D.
- (2) The Supervising Solicitor will offer to explain to the person served with the order its meaning and effect fairly and in everyday language, and to inform him of his right to take legal advice (such advice to include an explanation that the Respondent may be entitled to avail himself of [the privilege against self-incrimination or] [legal professional privilege]) and to apply to vary or discharge this order as mentioned in paragraph 27 above.
- (3) The Supervising Solicitor will retain in the safe keeping of his firm all items retained by him as a result of this order until the court directs otherwise.
- (4) Within [72] hours of completion of the search the Supervising Solicitor will make and provide to the Applicant's solicitors, the Respondent or his solicitors and to the judge who made this order (for the purposes of the court file) a written report on the carrying out of the order.
- (5) Within [72] hours of completion of the search the Supervising Solicitor will make and provide to the Applicant's solicitors, the Respondent or his solicitors and to the judge who made this order (for the purposes of the court file) a written report on the carrying out of the order.

## SCHEDULE F

### AFFIDAVITS

The Applicant relied on the following affidavits—

Sofia Dionissiou-Moussaoui 21.3.12

Damian Ozenbrook 21.3.12

Jan Collie 21.3.12

Robert Oakley 21.3.12

Martin Bunch 21.3.12

Alexander De Jongh 21.3.12

NAME AND ADDRESS OF APPLICANT'S SOLICITORS

The Applicant's solicitors are-

DWFM BECKMAN SOLICITORS

33 WELBECK STREET,

LONDON W1G 8LX

Ref: SDM/50044

Tele: 020 7872 0023

Fax: 020 7872 0024/5

SEARCH ORDER

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before The Honourable Mrs Justice Macur

Case No.FD07D02865

Dated 21<sup>st</sup> March 2012

BETWEEN

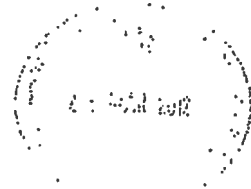
MICHELLE DANIQUE YOUNG

Applicant

SCOT GORDAN YOUNG

Seal

Respondent



## PENAL NOTICE

IF YOU SCOT GORDAN YOUNG DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

## THIS ORDER

1. This is a Search Order made against SCOT GORDAN YOUNG ('the Respondent') on 21<sup>st</sup> March 2012 by Mrs Justice Macur on the application of MICHELLE DANIQUE YOUNG ('the Applicant'). The Judge read the Affidavits listed in Schedule F and accepted the undertakings set out in Schedules C, D and E at the end of this order.
2. This order was made at a hearing without notice to the Respondent. The Respondent has a right to apply to the court to vary or discharge the order—see paragraph 27 below.
3. There will be a further hearing in respect of this order on 29<sup>th</sup> March 2012 at 10.30 am ('the return date').
4. If there is more than one Respondent—
  - (a) unless otherwise stated, references in this order to 'the Respondent' mean both or all of them; and
  - (b) this order is effective against any Respondent on whom it is served or who is given notice of it.
5. This order must be complied with by—
  - (a) the Respondent;
  - (b) any director, officer, partner or responsible employee of the Respondent; and
  - (c) if the Respondent is an individual, any other person having or appearing to have responsible control of the premises to be searched including but not limited to a porter, doorman and/or hotel manager.

## THE SEARCH

6. The Respondent and any other person having or appearing to have responsible control of the premises must permit any of the following persons—
  - (a) [Robert Oakley, Martin Bunch & Alexander Richard De Jongh] ('the Supervising Solicitors');
  - (b) Sofia Dionissiou-Moussaoui, a solicitor in the firm of DWFM Beckman, the Applicant's solicitors; and

- (c) up to 3 other persons being Diana Bastow and Lucia Price, assistant solicitors at DWFM Beckman and Jan Collie Independent IT analyst accompanying them,

(together 'the search party'), to enter the premises mentioned in Schedule A to this order and any other premises of the Respondent disclosed under paragraph 18 below and any vehicles under the Respondent's control on or around the premises ('the premises') so that they can search for, inspect, photograph or photocopy, and deliver into the safekeeping of the Applicant's solicitors all the documents and articles which are listed in Schedule B to this order ('the listed items').

7. Having permitted the search party to enter the premises, the Respondent and any other person having or appearing to have responsible control of the premises must allow the search party to remain on the premises until the search is complete. In the event that it becomes necessary for any of those persons to leave the premises before the search is complete, the Respondent and any other person having or appearing to have responsible control of the premises must allow them to re-enter the premises immediately upon their seeking re-entry on the same or the following day in order to complete the search.

#### RESTRICTIONS ON SEARCH

8. This order may not be carried out at the same time as a police search warrant.
9. Before the Respondent or any other person having or appearing to have responsible control of the premises allows anybody onto the premises to carry out this order, he is entitled to have the Supervising Solicitor explain to him what it means in everyday language.
10. The Respondent is entitled to seek legal advice and to ask the court to vary or discharge this order. Whilst doing so, he may ask the Supervising Solicitor to delay starting the search for up to 2 hours or such other longer period as the Supervising Solicitor may permit. However, the Respondent must—
- (a) comply with the terms of paragraph 27 below;
  - (b) not disturb or remove any listed items; and
  - (c) permit the Supervising Solicitor to enter, but not start to search.
11. (1) Before permitting entry to the premises by any person other than the Supervising Solicitor, the Respondent may, for a short time (not to exceed two hours, unless the Supervising Solicitor agrees to a longer period) —
- (a) gather together any documents he believes may be incriminating or privileged; and
  - (b) hand them to the Supervising Solicitor for him to assess whether they are incriminating or privileged as claimed.
- (2) If the Supervising Solicitor decides that the Respondent is entitled to withhold production of any of the documents on the ground that they are

privileged or incriminating, he will exclude them from the search, record them in a list for inclusion in his report and return them to the Respondent.

(3) If the Supervising Solicitor believes that the Respondent may be entitled to withhold production of the whole or any part of a document on the ground that it or part of it may be privileged or incriminating, or if the Respondent claims to be entitled to withhold production on those grounds, the Supervising Solicitor will exclude it from the search and retain it in his possession pending further order of the court.

12. If the Respondent wishes to take legal advice and gather documents as permitted, he must first inform the Supervising Solicitor and keep him informed of the steps being taken.
13. No item may be removed from the premises until a list of the items to be removed has been prepared, and a copy of the list has been supplied to the Respondent or any other person having or appearing to have responsible control of the premises, and he has been given a reasonable opportunity to check the list.
14. The premises must not be searched, and items must not be removed from them, except in the presence of the Respondent or any other person having or appearing to have responsible control of the premises.
15. If the Supervising Solicitor is satisfied that full compliance with paragraphs 13 or 14 is not practicable, he may permit the search to proceed and items to be removed without fully complying with them.

#### DELIVERY UP OF ARTICLES/DOCUMENTS

16. The Respondent or any other person having or appearing to have responsible control of the premises must immediately hand over to the Applicant's solicitors any of the listed items which are in his possession or under his control and the Respondent must immediately provide each and every password for access to any of the listed items which require a password for such access. Any items the subject of a dispute as to whether they are listed items must immediately be handed over to the Supervising Solicitor for safe keeping pending resolution of the dispute or further order of the court. The Applicant's solicitors may hand any listed item which is an electronic device to the Independent IT Analyst for imaging and/or the retrieval of data.
17. The Respondent or any other person having or appearing to have responsible control of the premises must immediately give the search party effective access to the computers on the premises, with all necessary passwords, to enable the computers to be searched. If they contain any listed items the Respondent must cause the listed items to be displayed so that they can be read and copied. The Respondent must provide the Applicant's Solicitors with copies of all listed items contained in the computers. All reasonable steps shall be taken by the Applicant and the Applicant's solicitors to ensure that no damage is done to any computer or data. The Applicant and his representatives may not themselves search the Respondent's computers unless they have sufficient expertise to do so without damaging the Respondent's system.

#### PROVISION OF INFORMATION

18. The Respondent or any other person having or appearing to have responsible control of the premises must immediately inform the Applicant's Solicitors (in the presence of the Supervising Solicitor) so far as he is aware—
- (a) where all the listed items are;
  - (b) the name and address of everyone who has supplied the Respondent, or offered to supply him, with business, business opportunity, financial services and/or advice, contractual arrangements of any sort, or money, whether or not as part of a contract;
  - (c) the name and address of everyone to whom the Respondent has supplied, or offered to supply, business, business opportunity, financial services and/or advice, contractual arrangements of any sort, or money, whether or not as part of a contract; and
  - (d) full details of the dates and description of every such supply and offer.
19. Within 3 working days after being served with this order the Respondent must swear and serve an affidavit setting out the above information.

#### PROHIBITED ACTS

20. Except for the purpose of obtaining legal advice, the Respondent and any other person having or appearing to have responsible control of the premises must not directly or indirectly inform anyone of these proceedings or of the contents of this order until 4.30 p.m. on the return date or further order of the court.
21. Until 4.30 p.m. on the return date the Respondent and any other person having or appearing to have responsible control of the premises must not destroy, tamper with, cancel or part with possession, power, custody or control of the listed items otherwise than in accordance with the terms of this order.
22. [Insert any negative injunctions.]
23. [Insert any further order]

#### COSTS

24. The costs of this application are reserved to the judge hearing the application on the return date.

#### RESTRICTIONS ON SERVICE

25. This order may only be served between 9.00 a.m. and 5.30 p.m. and on a weekday unless the Respondent is seen leaving the premises before 9.00 a.m. in which case he may be served at any time after 7.30 a.m.
26. This order must be served by one of the Supervising Solicitors, and paragraph 6 of the order must be carried out in the presence and under the supervision of one of the Supervising Solicitors.

#### VARIATION AND DISCHARGE OF THIS ORDER



27. Anyone served with or notified of this order may apply to the court at any time to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicant's solicitors. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicant's solicitors in advance.

#### INTERPRETATION OF THIS ORDER

28. Any requirement that something shall be done to or in the presence of the Respondent or any other person having or appearing to have responsible control of the premises means—
- (a) if there is more than one Respondent, to or in the presence of any one of them; and
  - (b) if a Respondent is not an individual, to or in the presence of a director, officer, partner or responsible employee.
29. A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
30. A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

#### COMMUNICATIONS WITH THE COURT

All communications to the court about this order should be sent to—

The Clerk of the Rules, Family Division, Room 1M, Royal Courts of Justice, Strand, London, WC2A 2LL. The telephone number is 020 7947 6543.

*If the order is made at the Royal Courts of Justice, communications should be addressed as follows—*

*Where the order is made in the Chancery Division*

Room TM 5.07, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 020 7947 6322.

*Where the order is made in the Queen's Bench Division*

Room WG08, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 020 7947 6010.

*Where the order is made in the Commercial Court*

Room EB09, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 0207 947 6826.

The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

#### SCHEDULE A

## THE PREMISES

The offices of Jirehouse Capital, 8 John Street, London WC1N 2ES

## SCHEDULE B

### THE LISTED ITEMS

Each and every mobile phone or other mobile electronic device belonging to the Respondent or likely to belong to him or used by him or in his power possession or control

Each and every ipad or tablet computer belonging to the Respondent or likely to belong to him or used by him or in his power possession or control

Each and every laptop or other computer belonging to the Respondent or likely to belong to him or used by him or in his power possession or control

Documents and files that relate or may relate to the Respondent's financial affairs whether in paper or electronic format

## SCHEDULE C

### UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANT

- (1) If the court later finds that this order or carrying it out has caused loss to the any third party, and decides that such third party should be compensated for that loss, the Applicant will comply with any order the court may make. Further if the carrying out of this order has been in breach of the terms of this order or otherwise in a manner inconsistent with the Applicant's solicitors' duties as officers of the court, the Applicant will comply with any order for damages the court may make.
- (2) The Applicant will not, without the permission of the court, use any information or documents obtained as a result of carrying out this order nor inform anyone else of these proceedings except for the purposes of these proceedings (including adding further Respondents) or commencing civil proceedings in relation to the same or related subject matter to these proceedings until after the return date.

## SCHEDULE D

### UNDERTAKINGS GIVEN BY THE APPLICANT'S SOLICITORS

- (1) The Applicant's solicitors will provide to the Supervising Solicitor for service on the Respondent—
  - (i) a service copy of this order;

- (ii) an application for hearing on the return date;
  - (iii) copies of the affidavits and exhibits capable of being copied containing the evidence relied upon by the Applicant;
  - (iv) a note of any allegation of fact made orally to the court where such allegation is not contained in the affidavits or draft affidavits read by the judge; and
  - (v) a copy of the skeleton argument produced to the court by the Applicant's counsel.
- (2) The Applicants' solicitors will answer at once to the best of their ability any question whether a particular item is a listed item.
  - (3) Subject as provided below the Applicant's solicitors will retain in their own safe keeping all items obtained as a result of this order until the court directs otherwise.
  - (4) The Applicant's solicitors will return the originals of all documents obtained as a result of this order (except original documents which belong to the Applicant) as soon as possible and in any event within [two] working days of their removal.

## SCHEDULE E

### UNDERTAKINGS GIVEN BY THE SUPERVISING SOLICITOR

- (1) The Supervising Solicitor will use his best endeavours to serve this order upon the Respondent and at the same time to serve upon the Respondent the other documents required to be served and referred to in paragraph (1) of Schedule D.
- (2) The Supervising Solicitor will offer to explain to the person served with the order its meaning and effect fairly and in everyday language, and to inform him of his right to take legal advice (such advice to include an explanation that the Respondent may be entitled to avail himself of [the privilege against self-incrimination or] [legal professional privilege]) and to apply to vary or discharge this order as mentioned in paragraph 27 above.
- (3) The Supervising Solicitor will retain in the safe keeping of his firm all items retained by him as a result of this order until the court directs otherwise.
- (4) Within [72] hours of completion of the search the Supervising Solicitor will make and provide to the Applicant's solicitors, the Respondent or his solicitors and to the judge who made this order (for the purposes of the court file) a written report on the carrying out of the order.
- (5) Within [72] hours of completion of the search the Supervising Solicitor will make and provide to the Applicant's solicitors, the Respondent or his solicitors and to the judge who made this order (for the purposes of the court file) a written report on the carrying out of the order.

## SCHEDULE F

### AFFIDAVITS

The Applicant relied on the following affidavits—

Sofia Dionissiou-Moussaoui 21.3.12

Damian Ozenbrook 21.3.12

Jan Collie 21.3.12

Robert Oakley 21.3.12

Martin Bunch 21.3.12

Alexander De Jongh 21.3.12

NAME AND ADDRESS OF APPLICANT'S SOLICITORS

The Applicant's solicitors are-

DWFM BECKMAN SOLICITORS

33 WELBECK STREET,

LONDON W1G 8LX

Ref: SDM/50044

Tele:020 7872 0023

Fax: 020 7872 0024/5

IN THE HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Before Mrs Justice Macur

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

and

SCOT GORDAN YOUNG

Respondent

Upon hearing leading counsel for the Petitioner wife on her application without notice to the Respondent;

IT IS ORDERED THAT:

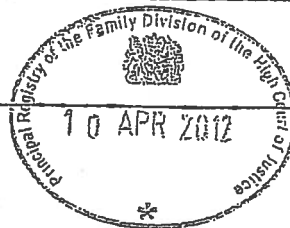
1. The Bank Manager of Barclays Bank Plc, 114 Gloucester Road, South Kensington  
London, SW7 4SE ("The Manager") shall within 48 hours of service of this Order produce to the Petitioner's solicitors, a list of all documents in their possession custody or control to include if available:-
  - a. Details of all bank accounts held by Noelle Reno at Barclays Bank;
  - b. Bank statements for all accounts held by Noelle Reno from March 2010 to date;
  - c. The identity of the account or accounts which Miss Reno was accessing or attempting to access on or around 2pm on 22<sup>nd</sup> February 2012;
  - d. The source of all transfers into the accounts held by Noelle Reno of £1,000 or more;
  - e. All transfer requests to or from the accounts or other documentation relating to the aforesaid transfers including bank memoranda.

2. In the event that these documents are no longer within the control of the Bank Manager or in respect of which the Bank Manager claims a right or duty to withhold inspection, such documents should be specified and the Bank Manager shall indicate in writing to the Petitioner's solicitors what has happened to any documents which are no longer in the Bank's control.
3. Subject to paragraph 2, Manager shall attend at court at 10.30am on 28<sup>th</sup> March 2012 and shall produce to the court copies of all documents detailed in the list provided for at paragraph 1 above. Not to be disclosed to the Applicant or her legal advisers until notified by the Court
4. The Manager is forbidden by himself or whether instructing or encouraging anyone else to do so, from disclosing this Order or any part of it to Noelle Reno or the Respondent, or their his servants or agents until further order of this court
5. The Applicant to serve the said Noelle Reno with notice of the order and return date forthwith
6. Liberty to apply to vary or discharge paragraph 1 of this Order on 48 hours written notice to the Petitioner's solicitors.
7. This application be listed on 28<sup>th</sup> March at 10.30am, with a time estimate of 30 minutes
8. Costs reserved.

Order amended under the slip rule pursuant to the directions of Mrs Justice Macur

Dated this 26<sup>th</sup> March 2012

Dated: 21<sup>st</sup> March 2012



IN THE HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Before Mrs Justice Macur

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

and

SCOT GORDAN YOUNG

Respondent

Upon hearing leading counsel for the Petitioner wife on her application without notice to the Respondent;

IT IS ORDERED THAT:

1. The Bank Manager of Barclays Bank Plc, 114 Gloucester Road, South Kensington London, SW7 4SE ("The Manager") shall within 48 hours of service of this Order produce to the Petitioner's solicitors, a list of all documents in their possession custody or control to include if available:-
  - a. Details of all bank accounts held by Noelle Reno at Barclays Bank ;
  - b. Bank statements for all accounts held by Noelle Reno from March 2010 to date;
  - c. The identity of the account or accounts which Miss Reno was accessing or attempting to access on or around 2pm on 22<sup>nd</sup> February 2012;
  - d. The source of all transfers into the accounts held by Noelle Reno of £1,000 or more;
  - e. All transfer requests to or from the accounts or other documentation relating to the aforesaid transfers including bank memoranda.

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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2. In the event that these documents are no longer within the control of the Bank Manager or in respect of which the Bank Manager claims a right or duty to withhold inspection, such documents should be specified and the Bank Manager shall indicate in writing to the Petitioner's solicitors what has happened to any documents which are no longer in the Bank's control.
3. Subject to paragraph 2, Manager shall attend at court at 10.30am on 28<sup>th</sup> March 2012 and shall produce to the court copies of all documents detailed in the list provided for at paragraph 1 above.
4. The Manager is forbidden by himself or whether instructing or encouraging anyone else to do so, from disclosing this Order or any part of it to Noelle Reno or the Respondent, or their his servants or agents until further order of this court
5. Liberty to apply to vary or discharge paragraph 1 of this Order on 48 hours written notice to the Petitioner's solicitors.
6. This application be listed on 28<sup>th</sup> March at 10.30am, with a time estimate of 30 minutes
7. Costs reserved.

Dated: 21<sup>st</sup> March 2012



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Address all communications to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42 - 49 High Holborn, London, WC1V 6NP quoting the number on the top right hand corner of this form. The Court is open from 10.00 am until 4.30 pm from Mondays to Fridays.



IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION  
PRINCIPAL REGISTRY

Before Mrs Justice Macur

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

and

SCOT GORDAN YOUNG

Respondent

Upon hearing leading counsel for the Applicant wife on her application without notice to the Respondent;

IT IS ORDERED That

1. The Sales Manager at the Lookers Land Rover Car Dealership, 152 Dukes Road, Western Avenue, Park Royal, London W3 0S (the Sales Manager) shall, within 48 hours of service of this order, produce to the Petitioner's solicitors a list of all documents in their possession custody or control relating to the purchase on or around 29<sup>th</sup> February 2012, of a Black Range Rover the last three letters of the car registration being "BSY", to include if available:-
  - (i) The sales invoice;
  - (ii) All documents relating to the purchase funds to include precise details of any bank cheque, credit card or transfer of funds or other payment applied to the purchase of the car;
  - (iii) The name and address of the registered owner of the car;
2. In the event that these documents are no longer within the control of the Sales Manager or in respect of which he claims a right or duty to withhold inspection, such documents should be specified and the Sales Manager shall indicate in writing to the Petitioner's solicitors within 48

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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hours of the service of this order what has happened to any documents which are no longer in his control.

3. Subject to paragraph 2, the Sales Manager shall attend at court at 10.30am on 28<sup>th</sup> March 2012 and shall produce to the court copies of all documents detailed in the list provided for at paragraph 1 above.
4. The Sales Manager is forbidden by himself or whether instructing or encouraging anyone else to do so, from disclosing this Order or any part of it to the Respondent, his servants or agents, until further order of this court
5. Liberty to apply to vary or discharge paragraph 1 of this Order on 48 hours written notice to the Petitioner's solicitors.
6. The application be listed for hearing at 10.30am on 28<sup>th</sup> March 2012 with a time estimate of 30 minutes
7. Costs reserved

Dated: 21 March 2012

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Address all communications to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42 - 49 High Holborn, London, WC1V 6NP quoting the number on the top right hand corner of this form. The Court is open from 10.00 am until 4.30 pm from Mondays to Fridays.



Order

Case No: FD07D02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before Mrs Justice MACUR sitting at the Royal Courts of Justice, Strand, London WC2A  
2LL in Chambers

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDON YOUNG

Respondent

-and-

JIREHOUSE CAPITAL

Third Party for the purposes  
of a Search Order dated 22 March 2012  
and Applicant in respect of an application  
to discharge or vary that Search Order

UPON HEARING Leading Counsel for the Third Party and Counsel for the Applicant

AND UPON READING the Third Party's Application to set aside or vary the Search Order of 21  
March 2012, in so far as it applies to a search of the Third Party's premises, and the Witness  
Statement of Andrew James Bell dated 22 March 2012

AND UPON THE THIRD PARTY UNDERTAKING:

*Jirehouse*

To carry out a search of the electronic and paper documents at its premises at 7 and 8 John Street  
London WC1N 2ES so as to identify any documents which relate to the Respondent's financial  
affairs, or which may relate to his financial affairs, and in respect of which the Respondent either  
has a present right to possession or a present right to inspect or take copies, and if such documents  
are found to provide copies of the same to the Applicant's solicitors by 4pm 28 March 2012;

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings  
Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner  
of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.  
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Not to destroy, remove, tamper with or otherwise interfere with any document at its premises at 7 and 8 John Street London WC1N 2ES which relates to the Respondent's financial affairs, or which may relate to his financial affairs, unless instructed to do so by one of its clients having power to give such instruction, in which case it will forthwith notify the Applicant's solicitors;

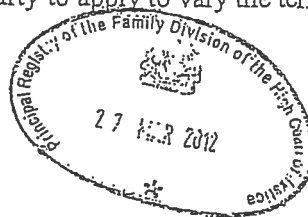
Not to disclose this Order or the Order of Mrs Justice MACUR made on 21<sup>st</sup> March 2012, nor to disclose any application notices, witness statements, exhibits, skeleton arguments or draft orders which have come into the possession of the Third Party in the course of this action, and/or the contents or effect of any of them, to the Respondent, to any person whom the Third Party believes or suspects to be an agent of the Respondent, or to any client unless a client gives an instruction of the kind referred to in the undertaking above in which case the Third Party may disclose this Order to that client;

In the event that it discloses this Order to any person to draw that person's attention to the terms as to confidentiality ordered at paragraph 6 below.

IT IS ORDERED THAT:-

1. The Third Party do serve a witness statement from Stephen JONES providing his evidence in relation to the matters contained in paragraph 6.4.2 of the Witness Statement of Andrew James BELL, such statement to be served in good time for the hearing on 29 March 2012;
2. Stephen JONES do attend at the hearing on 29 March 2012 to be cross examined on his evidence;
3. The Order of 21 March 2012 is suspended in so far as it relates (or might relate) to the search of the Third Party's premises at 7 and 8 John Street London WC1N 2ES;
4. The Third Party's Application is adjourned to 29 March 2012;
5. Costs reserved to 29 March 2012;
6. Save to the extent set out above, the terms of this Order are to remain confidential between the Applicant and the Third Party (which includes their legal advisers); to the extent that any other person obtains a copy of this Order, or learns of its contents, they are put on notice that these terms are ordered to be kept confidential from the Respondent, his servants or agents, or any person who might disclose them to the Respondent and that confidentiality is to persist until the return date of 29 March 2012;
7. There be liberty to either the Applicant or the Third Party to apply to vary the terms of this Order on 24 hours written notice to the other.

Dated this 22<sup>nd</sup> day of March 2012



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IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION  
MRS JUSTICE MACUR

Case No. FD07D02865

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

- and -

SCOT GORDON YOUNG

Respondent

- and -

JIREHOUSE CAPITAL

Third Party

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CONSENT ORDER

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UPON the application of the Third Party

AND UPON the Third Party and the solicitors for Michelle Danique Young reaching agreement

BY CONSENT IT IS ORDERED THAT:

1. The order of Mrs Justice Macur made on 22<sup>nd</sup> March, 2012 shall be varied as follows:
  - (a) As to paragraph 2, Mr Stephen David Jones shall be required to attend to be cross examined on his evidence on 5<sup>th</sup> April, 2012 (Return Date).
  - (b) As to paragraph 4, the Third Party's application shall be further adjourned to the Return Date.
  - (c) As to paragraph 5, costs shall be further reserved to the Return Date.
  - (d) As to paragraph 6, confidentiality shall persist to the Return Date.

*Jirehouse Capital*

.....  
DWF M Beckman Solicitors  
33 Welbeck Street  
London W1G 8LX

Date:

Solicitors for Michelle Danique  
Young

Ref: SD/M50044

.....  
Jirehouse Capital  
8 John Street  
London WC1N 2ES

Date: 27<sup>th</sup> March, 2012

Litigants-in-Person

Ref: SDJ/VP/AL

IN THE HIGH  
COURT OF JUSTICE  
FAMILY DIVISION  
MRS JUSTICE  
MACUR

Case No. FD07D02865

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

- and -

SCOT GORDON YOUNG

Respondent

- and -

JIREHOUSE CAPITAL

Third Party

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CONSENT ORDER

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Third Party (acting in person):

Jirehouse Capital  
8 John Street  
London WC1N 2ES  
DX 97 Chancery Lane  
Facsimile: 0208 906 6678  
Ref: SDJ/AJB/VP

Solicitors for Michelle Danique Young:

DWFM Beckman Solicitors  
33 Welbeck Street  
London W1G 8LX  
DX 9031 West End 1  
Facsimile: 020 7872 0024  
Ref: SD/M50044

Order

Case No: FD10D05997

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before The Honourable Mr Justice RYDER sitting at the Royal Courts of Justice, Strand,  
London WC2A 2LL in Chambers

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDAN YOUNG

Respondent

UPON HEARING Leading Counsel for the Petitioner wife on her application without notice to  
the Respondent;

IT IS ORDERED THAT:-

1. The Bank Manager of Barclays Bank Plc, 93 Baker Street, Marylebone, London W1  
("The Manager") shall produce on or before 10am on 5<sup>th</sup> April 2102 to the Petitioner's  
solicitors, a list of all documents in the their possession custody or control to include if  
available:-
  - a. Details of all bank and credit/debit accounts held by Baron & Co Ltd at  
Barclays Bank , whether at the Baker Street Branch, the Portman square  
branch or any other branch whatsoever including accounts:-
    - 1) 5346551902;
    - 2) 93259668;

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings  
Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner  
of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

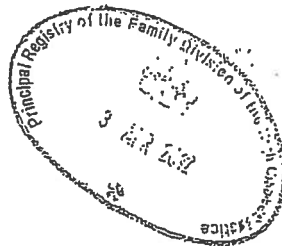
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- 3) 73328317;
  - 4) 4658600622307019;
  - b. Bank and credit card statements for all accounts held by Baron & Co Ltd at Barclays Bank from 4<sup>th</sup> Feb 2010 to date;
  - c. The identity of the signatories on all accounts disclosed at 1) above;
  - d. The source of all transfers in to the accounts of over £5,000
2. In the event that these documents are no longer within the control of the Bank Manager or in respect of which the Bank Manager claims a right or duty to withhold inspection, such documents should be specified and the Bank Manager shall indicate in writing to the Petitioner's solicitors what has happened to any documents which are no longer in the Bank's control;
  3. Subject to paragraph 2, the Manager shall attend at Court at 10.30am on 17<sup>th</sup> April 2012 and shall produce to the Court copies of all documents detailed in the list provided for at paragraph 1 above;
  4. The Manager is forbidden by himself or whether instructing or encouraging anyone else to do so, from disclosing this Order or any part of it the Respondent, or his servants or agents until further Order of this Court;
  5. Liberty to apply to vary or discharge paragraph 1 of this Order on 48 hours written notice to the Petitioner's solicitors;
  6. This Application be listed on 17<sup>th</sup> April 2012 at 10.30am at the Royal Courts of Justice, Strand, London WC2A 2LL with a time estimate of 30 minutes>subject to confirmation with the clerk of the Rules;
  7. Costs reserved.

Dated this 3<sup>rd</sup> day of April 2012



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SEARCH ORDER

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before The Honourable Mr. Justice  
Ryder

Case  
No.FD07D02865

Dated 3<sup>rd</sup> April 2012

BETWEEN

MICHELLE DANIQUE YOUNG

-and-

Applicant

SCOT GORDAN YOUNG

Respondent

*65  
17 Feb 3, 2  
Keynard St  
Madura Flu*



## PENAL NOTICE

IF YOU SCOT GORDAN YOUNG DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

### THIS ORDER

1. This is a Search Order made against SCOT GORDAN YOUNG ('the Respondent') on 3<sup>rd</sup> April 2012 by Mr Justice Ryder on the application of MICHELLE DANIQUE YOUNG ('the Applicant'). The Judge read the Affidavits listed in Schedule F and accepted the undertakings set out in Schedules C, D and E at the end of this order.
2. This order was made at a hearing without notice to the Respondent. The Respondent has a right to apply to the court to vary or discharge the order—see paragraph 27 below.
3. There will be a further hearing in respect of this order on 17<sup>th</sup> April 2012 at 10.30 am at the Royal Courts of Justice, Strand, London WC2A 2LL, with a time estimate of 1 hour—subject to confirmation with the Clerk of the Rules ('the return date').
4. If there is more than one Respondent—
  - (a) unless otherwise stated, references in this order to 'the Respondent' mean both or all of them; and
  - (b) this order is effective against any Respondent on whom it is served or who is given notice of it.
5. This order must be complied with by—
  - (a) the Respondent;
  - (b) any director, officer, partner or responsible employee of the Respondent; and
  - (c) if the Respondent is an individual, any other person having or appearing to have responsible control of the premises to be searched including but not limited to a porter, doorman; manager and/or any key holder.

### THE SEARCH

6. The Respondent and any other person having or appearing to have responsible control of the premises must permit any of the following persons—
  - (a) Malcolm Robson and Paul Seath ('the Supervising Solicitors');

- (b) Sofia Dionissiou-Moussaoui, a solicitor and Partner in the firm of DWFMBeckman, the Applicant's solicitors; and
  - (c) up to 3 other persons including Diana Bastow, assistant solicitor at DWFMBeckman and Naheed Aziz, solicitor accompanying them, (together 'the search party'), to enter the premises mentioned in Schedule A to this order and any other premises of the Respondent disclosed under paragraph 18 below and any vehicles under the Respondent's control on or around the premises ('the premises') so that they can search for, inspect, photograph or photocopy, and deliver into the safekeeping of the Applicant's solicitors all the documents and articles which are listed in Schedule B to this order ('the listed items').
7. Having permitted the search party to enter the premises, the Respondent and any other person having or appearing to have responsible control of the premises must allow the search party to remain on the premises until the search is complete. In the event that it becomes necessary for any of those persons to leave the premises before the search is complete, the Respondent and any other person having or appearing to have responsible control of the premises must allow them to re-enter the premises immediately upon their seeking re-entry on the same or the following day in order to complete the search.

#### RESTRICTIONS ON SEARCH

8. This order may not be carried out at the same time as a police search warrant.
9. Before the Respondent or any other person having or appearing to have responsible control of the premises allows anybody onto the premises to carry out this order, he is entitled to have the Supervising Solicitor explain to him what it means in everyday language.
10. The Respondent is entitled to seek legal advice and to ask the court to vary or discharge this order. Whilst doing so, he may ask the Supervising Solicitor to delay starting the search for up to 2 hours or such other longer period as the Supervising Solicitor may permit. However, the Respondent must--
- (a) comply with the terms of paragraph 27 below;
  - (b) not disturb or remove any listed items; and
  - (c) permit the Supervising Solicitor to enter, but not start to search.
11. (1) Before permitting entry to the premises by any person other than the Supervising Solicitor, the Respondent may, for a short time (not to exceed two hours, unless the Supervising Solicitor agrees to a longer period) --
- (a) gather together any documents he believes may be incriminating or privileged; and
  - (b) hand them to the Supervising Solicitor for him to assess whether they are incriminating or privileged as claimed.

(2) If the Supervising Solicitor decides that the Respondent is entitled to withhold production of any of the documents on the ground that they are privileged or incriminating, he will exclude them from the search, record them in a list for inclusion in his report and return them to the Respondent.

(3) If the Supervising Solicitor believes that the Respondent may be entitled to withhold production of the whole or any part of a document on the ground that it or part of it may be privileged or incriminating, or if the Respondent claims to be entitled to withhold production on those grounds, the Supervising Solicitor will exclude it from the search and retain it in his possession pending further order of the court.

12. If the Respondent wishes to take legal advice and gather documents as permitted, he must first inform the Supervising Solicitor and keep him informed of the steps being taken.
13. No item may be removed from the premises until a list of the items to be removed has been prepared, and a copy of the list has been supplied to the Respondent or any other person having or appearing to have responsible control of the premises, and he has been given a reasonable opportunity to check the list.
14. The premises must not be searched, and items must not be removed from them, except in the presence of the Respondent or any other person having or appearing to have responsible control of the premises.
15. If the Supervising Solicitor is satisfied that full compliance with paragraphs 13 or 14 is not practicable, he may permit the search to proceed and items to be removed without fully complying with them.

#### DELIVERY UP OF ARTICLES/DOCUMENTS

16. The Respondent or any other person having or appearing to have responsible control of the premises must immediately hand over to the Applicant's solicitors any of the listed items which are in his possession or under his control and the Respondent must immediately provide each and every password for access to any of the listed items which require a password for such access. Any items the subject of a dispute as to whether they are listed items must immediately be handed over to the Supervising Solicitor for safe keeping pending resolution of the dispute or further order of the court.
17. The Respondent or any other person having or appearing to have responsible control of the premises must immediately give the search party effective access to the computers on the premises, with all necessary passwords, to enable the computers to be searched. If they contain any listed items the Respondent must cause the listed items to be displayed so that they can be read and copied. The Respondent must provide the Applicant's Solicitors with copies of all listed items contained in the computers. All reasonable steps shall be taken by the Applicant and the Applicant's solicitors to ensure that no damage is done to any computer or data.

#### PROVISION OF INFORMATION

18. The Respondent or any other person having or appearing to have responsible control of the premises must immediately inform the Applicant's Solicitors (in the presence of the Supervising Solicitor) so far as he is aware—
- (a) where all the listed items are;
  - (b) how many cheques the Respondent has received from Baron and Co, the date when the cheques were received and for what amounts;
  - (c) to whom the cheques were made payable by the Respondent and for what purpose;
  - (d) the nature of the relationship between the Respondent and Baron & Co Ltd and Mr Tsiftsis
  - (e) details of any business transactions the Respondent is currently involved in or negotiating and the names and contact information of the parties involved in such business dealings with the Respondent

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19. Within 3 working days after being served with this order the Respondent must swear and serve an affidavit setting out the above information.

#### PROHIBITED ACTS

20. Except for the purpose of obtaining legal advice, the Respondent and any other person having or appearing to have responsible control of the premises must not directly or indirectly inform anyone of these proceedings or of the contents of this order until 4.30 p.m. on the return date or further order of the court.
21. Until 4.30 p.m. on the return date the Respondent and any other person having or appearing to have responsible control of the premises must not destroy, tamper with, cancel or part with possession, power, custody or control of the listed items otherwise than in accordance with the terms of this order.

#### COSTS

24. The costs of this application are reserved to the judge hearing the application on the return date.

#### RESTRICTIONS ON SERVICE

25. This order may only be served between 9.00 a.m. and 5.30 p.m. and on a weekday unless the Respondent is seen leaving the premises before 9.00 a.m, in which case he may be served at any time after 7.30 a.m.
26. This order must be served by one of the Supervising Solicitors, and paragraph 6 of the order must be carried out in the presence and under the supervision of one of the Supervising Solicitors.

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#### VARIATION AND DISCHARGE OF THIS ORDER

27. Anyone served with or notified of this order may apply to the court at any time to vary or discharge this order (or so much of it as affects that person), but they must first inform the Applicant's solicitors. If any evidence is to be relied upon in support of the application, the substance of it must be communicated in writing to the Applicant's solicitors in advance.

#### INTERPRETATION OF THIS ORDER

28. Any requirement that something shall be done to or in the presence of the Respondent or any other person having or appearing to have responsible control of the premises means—
- (a) if there is more than one Respondent, to or in the presence of any one of them; and
  - (b) if a Respondent is not an individual, to or in the presence of a director, officer, partner or responsible employee.
29. A Respondent who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
30. A Respondent which is not an individual which is ordered not to do something must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

#### COMMUNICATIONS WITH THE COURT

All communications to the court about this order should be sent to—

The Clerk of the Rules, Family Division, Room 1M, Royal Courts of Justice, Strand, London WC2A 2LL. The telephone number is 020 7947 6543.

*If the order is made at the Royal Courts of Justice, communications should be addressed as follows—*

*Where the order is made in the Chancery Division*

Room TM 5.07, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 020 7947 6322.

*Where the order is made in the Queen's Bench Division*

Room WG08, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 020 7947 6010.

*Where the order is made in the Commercial Court*

Room EB09, Royal Courts of Justice, Strand, London WC2A 2LL quoting the case number. The telephone number is 0207 947 6826.

The offices are open between 10 a.m. and 4.30 p.m. Monday to Friday.

SCHEDULE A

THE PREMISES

65 Weymouth Street, London W1G 8NU

Flat 3, 2 Mandeville Place, London W1U 2BF

SCHEDULE B

THE LISTED ITEMS

Documents and files that relate or may relate to the Respondent's financial and/or business affairs whether in paper or electronic format

SCHEDULE C

UNDERTAKINGS GIVEN TO THE COURT BY THE APPLICANT

- (1) If the court later finds that this order or carrying it out has caused loss to any third party, and decides that such third party should be compensated for that loss, the Applicant will comply with any order the court may make. Further if the carrying out of this order has been in breach of the terms of this order or otherwise in a manner inconsistent with the Applicant's solicitors' duties as officers of the court, the Applicant will comply with any order for damages the court may make.
- (2) The Applicant will not, without the permission of the court, use any information or documents obtained as a result of carrying out this order nor inform anyone else of these proceedings except for the purposes of these proceedings (including adding further Respondents) or commencing civil proceedings in relation to the same or related subject matter to these proceedings until after the return date.

SCHEDULE D

UNDERTAKINGS GIVEN BY THE APPLICANT'S SOLICITORS

- (1) The Applicant's solicitors will provide to the Supervising Solicitor for service on the Respondent—
  - (i) a service copy of this order;
  - (ii) an application for hearing on the return date;
  - (iii) copies of the affidavits and exhibits capable of being copied containing the evidence relied upon by the Applicant;



- (iv) a note of any allegation of fact made orally to the court where such allegation is not contained in the affidavits or draft affidavits read by the judge; and
  - (v) a copy of the skeleton argument produced to the court by the Applicant's counsel.
- (2) The Applicants' solicitors will answer at once to the best of their ability any question whether a particular item is a listed item.
  - (3) Subject as provided below the Applicant's solicitors will retain in their own safe keeping all items obtained as a result of this order until the court directs otherwise.
  - (4) The Applicant's solicitors will return the originals of all documents obtained as a result of this order (except original documents which belong to the Applicant) as soon as possible.

**SCHEDULE E**

**UNDERTAKINGS GIVEN BY THE SUPERVISING SOLICITOR**

- (1) The Supervising Solicitor will use his best endeavours to serve this order upon the Respondent and at the same time to serve upon the Respondent the other documents required to be served and referred to in paragraph (1) of Schedule D.
- (2) The Supervising Solicitor will offer to explain to the person served with the order its meaning and effect fairly and in everyday language, and to inform him of his right to take legal advice (such advice to include an explanation that the Respondent may be entitled to avail himself of [the privilege against self-incrimination or] [legal professional privilege]) and to apply to vary or discharge this order as mentioned in paragraph 27 above.
- (3) The Supervising Solicitor will retain in the safe keeping of his firm all items retained by him as a result of this order until the court directs otherwise.
- (4) Within [72] hours of completion of the search the Supervising Solicitor will make and provide to the Applicant's solicitors, the Respondent or his solicitors and to the judge who made this order (for the purposes of the court file) a written report on the carrying out of the order.
- (5) Within [72] hours of completion of the search the Supervising Solicitor will make and provide to the Applicant's solicitors, the Respondent or his solicitors and to the judge who made this order (for the purposes of the court file) a written report on the carrying out of the order.

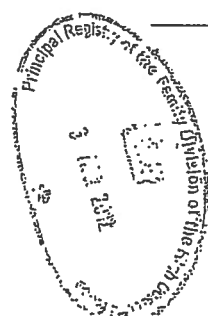
**SCHEDULE F**

**AFFIDAVITS**

The Applicant relied on the following affidavits—

Sofia Dionissiou-Moussaoui 03.4.12

Damian Ozenbrook 3.4.12



Malcolm Robson 2.04.12

Paul Seath 3.04.12

NAME AND ADDRESS OF APPLICANT'S SOLICITORS

The Applicant's solicitors are—

DWFM BECKMAN SOLICITORS

33 WELBECK STREET,

LONDON W1G 8LX

Ref: SDM/50044

Tele: 020 7872 0023

Fax: 020 7872 0024/5

Order

Case No: ~~(FD10D05997)~~ FD07D02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before The Honourable Mr Justice RYDER sitting at the Royal Courts of Justice, Strand,  
London WC2A 2LL in Chambers

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDAN YOUNG

Respondent

UPON HEARING Leading Counsel for the Petitioner wife on her application without notice to  
the Respondent;

IT IS ORDERED THAT:-

1. The Bank Manager of Barclays Bank Plc, 93 Baker Street, Marylebone, London W1  
("The Manager") shall produce on or before 10am on 5<sup>th</sup> April 2102 to the Petitioner's  
solicitors, a list of all documents in the their possession custody or control to include if  
available:-
  - a. Details of all bank and credit/debit accounts held by Baron & Co Ltd at  
Barclays Bank , whether at the Baker Street Branch, the Portman square  
branch or any other branch whatsoever including accounts:-
    - 1) 5346551902;
    - 2) 93259668;

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings  
Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner  
of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.  
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- 3) 73328317;
  - 4) 4658600622307019;
  - b. Bank and credit card statements for all accounts held by Baron & Co Ltd at Barclays Bank from 4<sup>th</sup> Feb 2010 to date;
  - c. The identity of the signatories on all accounts disclosed at 1) above;
  - d. The source of all transfers in to the accounts of over £5,000
2. In the event that these documents are no longer within the control of the Bank Manager or in respect of which the Bank Manager claims a right or duty to withhold inspection, such documents should be specified and the Bank Manager shall indicate in writing to the Petitioner's solicitors what has happened to any documents which are no longer in the Bank's control;
  3. Subject to paragraph 2, the Manager shall attend at Court at 10.30am on 17<sup>th</sup> April 2012 and shall produce to the Court copies of all documents detailed in the list provided for at paragraph 1 above;
  4. The Manager is forbidden by himself or whether instructing or encouraging anyone else to do so, from disclosing this Order or any part of it the Respondent, or his servants or agents until further Order of this Court;
  5. Liberty to apply to vary or discharge paragraph 1 of this Order on 48 hours written notice to the Petitioner's solicitors;
  6. This Application be listed on 17<sup>th</sup> April 2012 at 10.30am at the Royal Courts of Justice, Strand, London WC2A 2LL with a time estimate of 30 minutes>subject to confirmation with the Clerk of the Rules;
  7. Costs reserved.

Dated this 3<sup>rd</sup> day of April 2012



ORDER AMENDED UNDER THE SLIP RULE PURSUANT TO THE DIRECTION OF MR JUSTICE RYDER ON THIS 3<sup>RD</sup> DAY OF APRIL 2012

IN THE HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

BEFORE: MRS JUSTICE PAUFFLEY

IN CHAMBERS

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

and

SCOT GORDAN YOUNG

Respondent

UPON HEARING leading counsel for the Petitioner wife on her application without notice to the Respondent husband;

AND UPON this court requesting the Russian Ministry of Justice to assist in providing the information and documentation requested the order set out below;

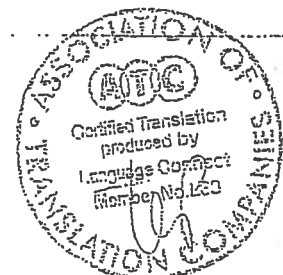
AND UPON the court recording that-

- (i) The Petitioner, Michelle Young, who resides at Apartment 24, 10 Rochester Row London SW1P 1NS is represented by DWF Beckman solicitors of 33 Welbeck Street, London W1G 8LX
- (ii) The Respondent, Scot Young who resides at the top floor flat, 12 Queensbury Place,

IT IS ORDERED THAT:

1. The Bank Manager of the Bank Rossiya at 18 bld. 2, Merzlyakovsky Lane, Moscow, 121069, Russia ("The Manager") shall produce on or before 10am on Friday 1<sup>st</sup> June to the Petitioner's solicitors, a list of all documents in their possession custody or control, to include if available:
  - a. All documents relating to an account or accounts including bank, credit card or custodian accounts held by Scot Young or on which Mr Young has or has had signatory authority, exercises(d) mandates, or to which he is or was connected at any branch of the bank, including but not limited to:

- (i) The account numbers;



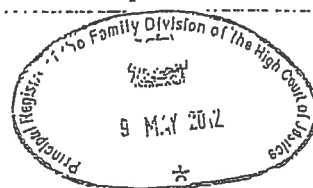
- (ii) All bank statements for the accounts from inception to date or closure;
- (iii) All account opening documentation;
- (iv) All correspondence/attendance or telephone notes;
- (v) Instructions regarding payments/receipts or transfers, including returned cheques; and
- (vi) Information held by the bank in relation to the source of any receipts/transfers.

b. All correspondence to and from Mr Young or others on his behalf, and any other documentation that may relate to Mr Young or businesses he is associated with to the extent that it is not covered above.

2. In the event that these documents are no longer within the control of the Manager or in respect of which the Manager claims a right or duty to withhold inspection, such documents should be specified and the Bank Manager shall indicate in writing to the Petitioner's solicitors what has happened to any documents which are no longer in the Bank's control.
3. The Manager is forbidden by himself or whether instructing or encouraging anyone else to do so, from disclosing this Order or any part of it the Respondent, or his servants or agents until further order of this court
4. Subject to paragraph 2, the Manager shall attend at court at 10.30am on Friday 1<sup>st</sup> June 2012 and shall produce to the court copies of all documents detailed in the list provided for at paragraph 1 above unless the said documents are provided in advance to the Petitioner solicitors.
5. Liberty to apply to vary or discharge paragraph 1 of this Order on 48 hours written notice to the Petitioner's solicitors.
6. This application be listed on Friday 1<sup>st</sup> June 2012 at 10.30am, with a time estimate of 2 hours.
7. Costs reserved

Dated: 9<sup>th</sup> May 2012  
DP

Address all communications to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42 - 49 High Holborn, London, WC1V 6NP quoting the number on the top right hand corner of this form. The Court is open from 10.00 am until 4.30 pm from Mondays to Fridays.



IN THE HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

BETWEEN:

BEFORE: MRS JUSTICE PAUFFLEY

IN CHAMBERS

MICHELLE DANIQUE YOUNG

Applicant

and

SCOT GORDAN YOUNG

Respondent

UPON HEARING leading counsel for the Petitioner wife on her application without notice to the Respondent husband;

AND UPON this court requesting the Russian Ministry of Justice to assist in providing the information and documentation requested the order set out below;

AND UPON the court recording that:-

- (i) The Petitioner, Michelle Young, who resides at Apartment 24, 10 Rochester Row London SW1P 1NS is represented by DWF Beckman solicitors of 33 Welbeck Street, London W1G 8LX
- (ii) The Respondent, Scot Young who resides at the top floor flat, 12 Queensbury Place, London SW3 and represents himself;

IT IS ORDERED THAT:

1. The Bank Manager of the Raiffesen Bank, SHA at Rr.Kanajes nr44 , /Moscow ("The Manager") shall produce on or before 10am on Friday 1<sup>st</sup> June 2012 to the Petitioner's solicitors, a list of all documents in the their possession custody or control to include if available:-

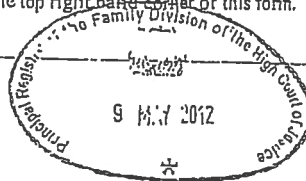
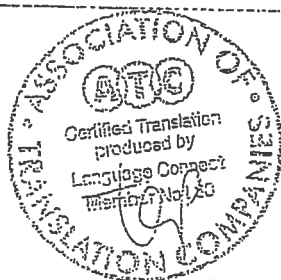
a. All documents relating to an account or accounts including bank, credit card or custodian accounts held by Scot Young or on which Mr Young has or has had signatory authority, ~~exercises(d) mandates, or to which he is or was connected, in any branch of the bank~~  
including but not limited to:



- (i) The account numbers;
  - (ii) All bank statements for the accounts from inception to date or closure;
  - (iii) All account opening documentation;
  - (iv) All correspondence/attendance or telephone notes;
  - (v) Instructions regarding payments/receipts or transfers, including returned cheques; and
  - (vi) Information held by the bank in relation to the source of any receipts/transfers.
- b. All correspondence to and from Mr Young or others on his behalf, and any other documentation that may relate to Mr Young or businesses he is associated with to the extent that it is not covered above.
2. In the event that these documents are no longer within the control of the Bank Manager or in respect of which the Bank Manager claims a right or duty to withhold inspection, such documents should be specified and the Bank Manager shall indicate in writing to the Petitioner's solicitors what has happened to any documents which are no longer in the Bank's control.
  3. The Manager is forbidden by himself or whether instructing or encouraging anyone else to do so, from disclosing this Order or any part of it the Respondent, or his servants or agents until further order of this court
  4. Subject to paragraph 2, the Manager shall attend at court at 10.30am on Friday 1<sup>st</sup> June 2012 and shall produce to the court copies of all documents detailed in the list provided for at paragraph 1 above (unless the said documents are provided in advance to the Petitioner solicitors).
  5. Liberty to apply to vary or discharge paragraph 1 of this Order on 48 hours written notice to the Petitioner's solicitors.
  6. This application be listed on Friday 1<sup>st</sup> June 2012 at 10.30am, with a time estimate of 2 hours.
  7. Costs reserved

Dated: 9<sup>th</sup> May 2012

DP Address all communications to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42 - 49 High Holborn, London, WC1V 6NP quoting the number on the top right hand corner of this form. The Court is open from 10.00 am until 4.30 pm from Mondays to Fridays.





IN THE HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

BEFORE: MRS JUSTICE PAUFFLEY

IN CHAMBERS

BETWEEN:

MICHELLE DANIQUE YOUNG

and

SCOT GORDAN YOUNG

Applicant

*Fox Williams*

Respondent

UPON HEARING leading counsel for the Petitioner wife on her application, the Respondent husband (who is a litigant in person) not being present but having indicated to the Petitioner's solicitors his prior written consent to this application and specifically agreeing to waive any legal professional privilege;

BY CONSENT IT IS ORDERED THAT:

1. The Senior partner at Fox Williams ("The Partner") shall produce on or before 10am on Friday 1<sup>st</sup> June 2102 to the Petitioner's solicitors, a list of all documents in the their possession custody or control to include if available:-

(a) the following ledgers in respect of the Scot Young ledger codes:

- i. 0002, 0003, 0005-0013, 0015, 0029, 0032-0034, 0043, 0044, 0046, 0048, 0049, 0052, 0055-0063, 0065, 0069, 0072, 0076, 0078, 0085, 0086, 0091, 0093, 0094, 0100-0105, 0110, 0112-0116, 0120, 0123, 0124, 0129, 0136, 0138-0142, 0144-0146, 0148-0150, 0152, 0154, 0156, 0159-0161, 0164-0174.

(b) The following ledgers in respect of the Fosse Developments ledger codes:

- i. 001, 001, 004.

(c) the following ledgers in respect of the Milvus Ventures Limited ledger codes:

i. 003, 009 – 013, 015-023

(d) the ledgers of all other client account ledgers maintained by them for the benefit of, associated with or that were controlled by Scot Young since the inception of each client account to its closure.

(e) ledgers of any other ledger codes maintained by them in respect of Atherson Investments Ltd, Milvus Ventures Limited, Condor Corporate Services Ltd, Fosse developments Ltd, Shipston Investments Ltd, Dominion North Ltd and Scot Young which remain undisclosed to date.

(f) each of the following ledgers since inception of the [Scot Young] client account to closure

i. Y/0010/0001, Y/0010/0004, Y/0010/0018, Y/0010/0019, Y/0010/0020,  
Y/0010/0021

(g) all overnight deposit accounts maintained by Fox Williams for the benefit of, associated with or that were controlled by Scot Young

(h) in respect of both ledgers provided to date (~~a list of which is appended hereto~~) and yet to be provided, copies of the relevant documents supporting the detailed transactions including but not limited to:-

- i. Correspondence;
- ii. Engagement Letters;
- iii. Contracts and Agreements (draft and final);
- iv. Completion Statements;
- v. Instructions regarding any payments or transfers recorded on the ledgers;
- vi. Any documents indicating the source of any receipts recorded on the ledgers; and
- vii. Any records relating to assets owned beneficially or legally by Mr Young, and/or controlled by him.

b. the full ledger accounts recording the following transactions (~~as identified in a letter dated 11th October 2004 from Fox Williams to Scot Young appended hereto~~)

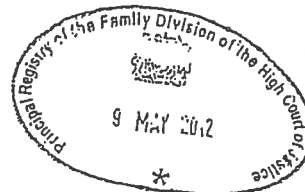
i. Monies received from Baker & McKenzie US\$23,001,060.56;

- ii. Chaps to Bank of New York and onward transmission to SY (Coumts account) US\$(5,750,000.00); and
  - iii. Chaps to Lloyds (SY), Exeter Branch US\$(5,000,000.00).
2. In the event that these documents are no longer within the control of the Partner or in respect of which the Partner claims a right or duty to withhold inspection, such documents should be specified and the Partner shall indicate in writing to the Petitioner's solicitors what has happened to any documents which are no longer in the Bank's control.
3. Subject to paragraph 2, the Partner shall attend at court at 10.30am on Friday 1<sup>st</sup> June 2012 and shall produce to the court copies of all documents detailed in the list provided for at paragraph 1 above (unless the said documents are provided in advance to the Petitioner solicitors).
4. Liberty to apply to vary or discharge paragraph 1 of this Order on 48 hours written notice to the Petitioner's solicitors.
5. This application be listed on Friday 1<sup>st</sup> June 2012 at 10.30am, with a time estimate of 2 hours.
6. Costs reserved

Dated: 9<sup>th</sup> May 2012

DP

Address all communications to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42 - 49 High Holborn, London, WC1V 6NP quoting the number on the top right hand corner of this form. The Court is open from 10.00 am until 4.30 pm from Mondays to Fridays.



IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Case No. FD07D02865

BETWEEN:-

MICHELLE DANIQUE YOUNG

Petitioner

-and-

SCOT GORDON YOUNG

Respondent

---

ORDER

---

BEFORE the Honourable Mrs Justice Parker in Chambers on 24 May 2012.

UPON hearing Leading Counsel for the Petitioner and Junior Counsel for Fox Williams LLP

- A. AND UPON reading the affidavit of Gavin Foggo, dated 23 May 2012.
- B. AND UPON having heard the without notice application of Fox Williams LLP, the court, in accordance with its duty to give effect to the "overriding objective", having requested the Petitioner's representatives to attend court
- C. AND UPON the Petitioner's solicitor, Sofia Dionissiou-Moussaoui, having given oral evidence confirming that the Respondent, Scot Young, had waived all forms of privilege including legal privilege in respect of the third party disclosure orders sought by the Petitioner
- D. AND UPON the court being satisfied that the Respondent has waived all forms of privilege including legal privilege in relation to the documents sought under the third party disclosure order of Mrs Justice Pauffley of 9 May 2012 ("the Third Party Disclosure Order")
- E. AND UPON the court having declined to stay the Third Party Disclosure Order
- F. AND UPON the court having declined to list Fox Williams' application to vary the Third Party Disclosure Order for a hearing on or before 30 May 2012

IT IS ORDERED THAT:-

1. The Third Party Disclosure Order is varied in the terms annexed hereto. D
2. The hearing on 1 June 2012 shall remain in the list on the basis that Fox Williams LLP are expected to comply with the terms of the Third Party Disclosure Order (as varied). In the event that there are legitimate reasons as to why Fox Williams LLP are unable to comply with the Third Party Disclosure Order (as varied) they are to explain the reasons why to the court.
3. Fox Williams LLP shall provide the Petitioner with particulars of any issues arising with respect to their compliance with the terms of the Third Party Disclosure Order (as amended) at least 48 hours before the hearing listed on 1 June 2012. } 2 min
4. Costs reserved.

Dated 24<sup>th</sup> May 2012

Order

No. FD07D02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before The Honourable Mr. Justice Holman  
Sitting at the Royal Courts of Justice, Strand, London WC2A 2LL

in Chambers

BETWEEN:

MICHELLE DANIQUE YOUNG

and

SCOT GORDON YOUNG

*Belle*  
*L.G. Young*  
Applicant

Respondent

---

ORDER

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UPON hearing leading counsel on behalf of the Applicant wife and counsel on behalf of Mr Beller;

AND UPON the court directing that the Applicant's counsel and solicitors must supply to the solicitors for Mr Beller by 4pm on 11<sup>th</sup> June 2012 copies of:-

- a. Any position statement/ skeleton argument/ written submissions prepared by counsel and shown to the court on 8<sup>th</sup> May 2012;
- b. A Solicitors note of that hearing;

In each case the documents may be redacted to remove the name of any third party. In the event Mr Beller disputes the degree of redaction he may refer to matter to the court.

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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'AND UPON the Applicant's solicitors undertaking to the court to instruct an independent IT expert Jan Collie of Discovery Forensics to:-

- a. image the said hard drive;
- b. return to Mr Beller the hard drive on completion of the said imaging;
- c. keep the image retained by Jan Collie in a secure place and not disclose the same to any third party (Including the Applicant and her solicitors );
- d. prepare a list of files contained on the hard drive and provide the said list to Mr Beller;
- e. print out and keep in a secure place such of the documents on the hard drive as refer to, or appear to pertain to, Scot Young:-
- f. prepare a report detailing:-
  - i. The number of documents on the hard drive;
  - ii. The proportion or number of documents on the hard drive which appear to relate to Scot Young and or his business dealings
  - iii. Her proposal as to how the relevant documents might be extracted having regard to Mr Beller's obligations to protect privilege and confidentiality of his other clients.

IT IS ORDERED THAT: -

1. Mr Beller shall make available for collection by Jan Collie of Discovery Forensics forthwith upon payment by the Applicant as required under paragraphs 5(b) and 5(c) below (to be collected by prior arranged appointment) the computer hard drive containing information pertaining to Mr Young's business dealings with Beller and Co and Beller Owen in accordance with the undertaking provided above.
2. On receipt of the report from Jan Collie the parties shall attempt to agree the mechanism for a review and production of the relevant documents, the cost thereof and failing agreement, the matter will be decided by the court.
3. The matter be listed for 2 hours at 10.30am on 21<sup>st</sup> June 2012; such hearing to be vacated in the event that the Applicant and Mr Beller reach agreement.
4. Mr Beller shall provide within 7 days hereof to the Applicant a written authority to the SRA to release to the Applicant all documents in their possession which relate to the business affairs of Scot Young and fall within the scope of the waiver of privilege provided by Scot Young.
5. Costs:-

- a. The Applicant must pay to Mr Beller his costs, up to and including today, of and incidental to her application against him on the indemnity basis, to be the subject of detailed assessment if not agreed
- b. The Applicant must forthwith pay out to Mr Beller the sum of £7,000 on account of those costs;
- c. The Applicant must forthwith pay into a solicitors' joint account the sum of £4,000 to secure the balance of the said costs to await assessment or agreement;
- d. All sums paid out by the Applicant pursuant to this paragraph of this order shall form part of her own disbursements in these proceedings and be recoverable, if the court later so orders, as between her and Scot Young

Dated: This 1<sup>st</sup> June 2012

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Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court

No. of matter: FD07D02865

BETWEEN: MICHELLE DANIQUE YOUNG Petitioner  
and SCOT GORDON YOUNG Respondent

Before The Honourable Mrs Justice Baron sitting at The Royal Courts of Justice, Strand, London WC2A 2LL  
on 14th June 2012.

CONSENT ORDER

UPON hearing leading counsel on behalf of the Applicant wife and leading counsel on behalf of Jirehouse  
Capital;

AND UPON Jirehouse Capital being released from their undertakings contained in the order of 22nd March  
2012.

BY CONSENT IT IS ORDERED:

1. The Applicant do pay the reasonable costs of Jirehouse Capital of and occasioned by the Application dated  
21 March 2012 (including Jirehouse's application dated 22 March 2012) to be assessed on the standard basis  
if not agreed.
2. The Applicant to make a payment on account of costs in the sum of £10,000 on or before 12th July 2012.

Dated 14th June 2012



IN THE HIGH COURT OF JUSTICE

CASE NO. FD07D02865

FAMILY DIVISION

MRS JUSTICE BARON  
14<sup>TH</sup> June 2012

B E T W E E N:

MICHELLE DANIQUE YOUNG

Petitioner

and

SCOT GORDON YOUNG

Respondent

---

CONSENT ORDER

---

UPON hearing leading counsel on behalf of the applicant wife and leading counsel on behalf of Jirehouse Capital ;

AND UPON Jirehouse Capital being released from their undertakings contained in the order of 22<sup>nd</sup> March 2012.

BY CONSENT IT IS ORDERED:

1. The Applicant do pay the reasonable costs of Jirehouse Capital of and occasioned by the Application dated 21 March 2012 (including Jirehouse's application dated 22 March 2012) to be assessed on the standard basis if not agreed.
2. The Applicant to make a payment on account of costs in the sum of £10,000 on or before 12<sup>th</sup> July 2012.

Dated 14<sup>th</sup> June 2012

IN THE HIGH COURT OF JUSTICE  
CHANCERY DIVISION  
IN BANKRUPTCY

No. 8336 of 2010

IN THE MATTER OF SCOT YOUNG (A BANKRUPT)  
AND IN THE MATTER OF THE INSOLVENCY ACT 1986

BEFORE REGISTRAR BARBER  
DATED: 14 JUNE 2012

B E T W E E N:

MICHELLE DANIQUE YOUNG

Applicant

and

(1) SCOT GORDON YOUNG  
(2) HM REVENUE AND CUSTOMS  
(3) THE OFFICIAL RECEIVER  
(4) DAVID INGRAM

(in his capacity as Joint Trustee in Bankruptcy of the above named bankrupt)

(5) MICHAEL GERRARD

(in his capacity as Joint Trustee in Bankruptcy of the above named bankrupt)

Respondents

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ORDER

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UPON the Applicant's application dated 1<sup>st</sup> June 2012 for an annulment of the bankruptcy of the First Respondent and other associated orders;

AND UPON reading the evidence

AND UPON hearing Counsel for the Applicant, Counsel for the Second Respondent and Counsel for the Fourth and Fifth Respondents;

IT IS ORDERED that

(1) The annulment application be transferred to the Family Division to be heard by Mr Justice Mostyn at 10:30am on 9<sup>th</sup> July 2012 together with case number FD07D02865;

(2) The Trustees in Bankruptcy and the Petitioning Creditor be at liberty to file and serve evidence in answer to the application by 4pm on 2<sup>nd</sup> July 2012;

(3) All parties do exchange and lodge skeleton arguments by 4pm on 4<sup>th</sup> July 2012;

(4) Costs in the application.

No. 8336 of 2010

IN THE HIGH COURT OF JUSTICE  
CHANCERY DIVISION  
IN BANKRUPTCY

IN THE MATTER OF SCOT YOUNG (A  
BANKRUPT)  
AND IN THE MATTER OF THE INSOLVENCY  
ACT 1986

BEFORE REGISTRAR BARBER  
DATED: 14 JUNE 2012

B E T W E E N:

MICHELLE DANIQUE YOUNG

Applicant

and

- (1) SCOT GORDON YOUNG
- (2) HM REVENUE AND CUSTOMS
- (3) THE OFFICIAL RECEIVER
- (4) DAVID INGRAM  
(in his capacity as Joint Trustee in Bankruptcy of the  
above named bankrupt)
- (5) MICHAEL GERRARD  
(in his capacity as Joint Trustee in Bankruptcy of the  
above named bankrupt)

Respondents

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ORDER

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DWFM Beckman  
33 Welbeck Street  
London W1G 8LX  
DX: 9031 West End 1

Tel: 020 7872 0023  
Fax: 020 7872 0024/5

Solicitors the Applicant.

IN THE HIGH COURT OF JUSTICE

CASE NO. FD07D02865

FAMILY DIVISION

21<sup>st</sup> June 2012

B E T W E E N:

MICHELLE DANIQUE YOUNG

Petitioner

and

SCOT GORDON YOUNG

Respondent

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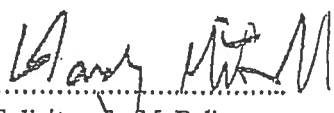
CONSENT ORDER

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BY CONSENT IT IS ORDERED:

1. That the hearing listed on 21<sup>st</sup> June 2012 be adjourned until the first available date after 5<sup>th</sup> July 2012 such date to be listed in consultation with counsels clerks.
2. The reasonable costs of the adjournment be paid by the Petitioner to Mr Beller on the indemnity basis and to be the subject of summary assessment on the adjourned hearing date in the event that such costs cannot be agreed beforehand.

.....  
Solicitors for the Petitioner

  
.....  
Solicitors for Mr Beller

Dated 21<sup>st</sup> June 2012

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court

No. of matter: FD07D02865

Between: Michelle Danique Young Applicant  
and Scot Gordon Young Respondent

Before The Honourable Mr Justice Mostyn sitting at The Royal Courts of Justice, Strand, London WC2A 2LL  
10th July 2012.

UPON the court having read the application by the Applicant wife for an adjournment of the hearing on 9 and  
10 July 2012;

AND UPON it appearing that the Respondent husband, the Official Receiver and HM Revenue and Customs  
do not object to the adjournment.

IT IS ORDERED THAT:

1. The hearing be adjourned to the first available dates which shall be no later than 11 October 2012, certified  
fit for vacation business, upon application by counsel's clerks to the Clerk of the Rules.

2. The costs of the adjournment be reserved to the refixed hearing.



In the HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court

No. of matter: FD07D02865

Between Michelle Danique Young Petitioner  
and Scot Gordon Young Respondent

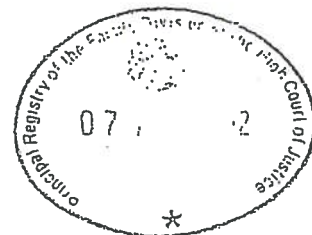
Before Senior District Judge Waller sitting at Principal Registry of the Family Division, First Avenue House,  
42-49 High Holborn, London, WC1V 6NP on 1st August 2012

ON reading a letter from the Applicant's Solicitors and emails from the Respondent and Christopher Branson  
of Boyes Turner, who represent his joint trustees in bankruptcy

BY CONSENT

IT IS ORDERED THAT

1. The hearing listed to take place on 2nd August 2012 be adjourned and relisted on a date to be fixed by  
Counsel's clerks.
2. Costs in the application.





Order

No. FD07D02865

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION

Before The Honourable Mrs Justice Eleanor King  
Sitting at the Royal Courts of Justice, Strand, London WC2A 2LL in Chambers

BETWEEN:-

MICHELLE DANIQUE YOUNG

Applicant

AND

SCOT GORDON YOUNG

Respondent

UPON hearing Counsel for the Applicant;

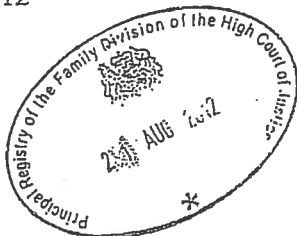
IT IS ORDERED BY CONSENT THAT:

1. Jan Collie, Independent IT analyst, be permitted to make copy images of the data/documents that she has in her possession pursuant to the Order of 21 March 2012 of Mrs Justice Macur
2. The said Jan Collie be permitted to deliver the above mentioned copy images to the Applicant's present solicitors, Winckworth Sherwood, forthwith.
3. There be no order as to the costs of and occasioned by the Applicant's applications of 15<sup>th</sup> and 20<sup>th</sup> August 2012.

IT IS ORDERED THAT:

The hearing listed to take place on 28<sup>th</sup> August 2012 at 10:30am be vacated.

Dated This 20<sup>th</sup> August 2012



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Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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General Form of Order  
- Ancillary Relief

In the PRINCIPAL REGISTRY OF THE FAMILY DIVISION	
Case Number Always quote this	FD07D02865
Applicant	Michelle Danique Young
Respondent	Scot Gordon Young
Co-Respondent	
Applicant's Solicitor's ref	ELB/33385/1
Respondent's Solicitor's ref	

The marriage of Michelle Danique Young and Scot Gordon Young

before District Judge Gibson sitting at Principal Registry of the Family Division, First Avenue House, 42-49  
High Holborn, London, WC1V 6NP

IT IS ORDERED THAT

- (1) The Wife's application to adjourn the final hearing is listed to take place on the 27<sup>th</sup> September 2012 at 10:30am before Mr Justice Moor (at risk)
- (2) Time for service of the wife's application is abridged to 2 clear days.

Dated: 21st September 2012



In the HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court

No. of matter: FD07D02865

Between  
and

Michelle Danique YOUNG  
Scot Gordon YOUNG

Applicant  
Respondent

Before Mr Justice MOOR sitting at Principal Registry of the Family Division, Royal Courts of Justice, Strand,  
London WC2A 2LL on 3 October 2012

UPON the application of the Applicant (the Wife) dated 21 September 2012 to adjourn the final hearing in this  
matter and for other orders

AND UPON an ad hoc application of the Respondent (the Husband) for the return of his passport

AND UPON HEARING leading and junior Counsel on behalf of the Applicant and the Respondent appearing  
in person

AND UPON READING the evidence and considering the Court file

IS ORDERED THAT:

1. The hearing listed for 10 days to commence on 12 November 2012 be vacated, save as otherwise provided  
below.
2. The final hearing of the Applicant's application for Ancillary Relief be adjourned and shall be listed to  
commence on 28 October 2013 with a time estimate of 20 days, subject to confirmation with the Clerk of the  
Rules.
3. A hearing shall be listed for 12 to 14 November 2012, to proceed as follows:
  - (a) A directions hearing shall take place on 12 and 13 November 2012 with a time estimate of 2 days ("the  
Directions Hearing");
  - (b) The Respondent's application for the return of his passport shall be heard on 14 November 2012;

(c) The matters before Mr Justice MOSTYN on 9 July 2012 that were ordered to be listed to be heard by 11 October 2012 be adjourned and are to be considered at the Directions Hearing;

(d) The issue of the listing of the suit shall be brought before the Court at the Directions Hearing.

4. The Applicant shall give notice to the Respondent of any directions to be sought at the Directions Hearing by 4pm on 29 October 2012.

5. All further hearings in or relating to this matter prior to and including the final hearing will be heard by Mr Justice MOOR.

6. The Applicant's instructing Solicitors be at liberty to inspect the Court file in this matter.

Costs reserved.



Order

Case No: FD07D02865

**IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION**

Before Mr Justice MOOR sitting at the Royal Courts of Justice, Strand, London WC2A 2LL  
in Chambers

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDON YOUNG

Respondent

UPON this matter coming on for a directions hearing

AND UPON HEARING Leading and Junior Counsel on behalf of the Applicant ("the Wife") and  
the Respondent ("the Husband") appearing in person

AND UPON READING the evidence and considering the Court file

AND WHEREAS the Husband has undertaken to this Court to give instructions to Payne Hicks  
Beach (solicitors) forthwith to provide to the Wife copies of the materials described as being  
behind Tabs 1 to 10 as referred to in a letter from Payne Hicks Beach to PCB Litigation LLP dated  
9<sup>th</sup> November 2009

AND WHEREAS the Wife has undertaken to this Court to apply for Decree Nisi by 4pm on 26  
November 2012

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings  
Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner  
of this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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PENAL NOTICE

IF YOU MR SCOT GORDON YOUNG DISOBEY PARAGRAPHS 5, 6 OR 7 OF THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IT IS ORDERED THAT:-

1. The Wife do have permission to file and serve:
  - 1.1. Forthwith a Statement by Luke Steadman of Alvarez & Marsal in response to the Husband's Affidavit sworn on 10 November 2009.
  - 1.2. By 4 pm on 1 March 2013 a report from Mr Luke STEADMAN of Alvarez & Marsal.
2. The Husband do have permission to file a Statement in response to the Statement provided for under paragraph 1.1 above by 4 pm on 14 December 2012;
3. The Husband do have permission to file and serve a report by 4 pm on 26 April 2013 in reply to:
  - 3.1. The report provided for at paragraph 1.2 above; and
  - 3.1. The report of Mr Mark BEZANT of FTI dated 13 April 2012.
4. The Husband shall produce by 4 pm on 10 December 2012 a written statement to the Wife's solicitors giving further information and details about any current and proposed business ventures or opportunities that he is pursuing or intends to pursue in the future (by way of a response to their letter to him dated 5 October 2012);
5. The Husband shall produce by 4pm on 10 December 2012
  - 5.1. answers to FTI's Request for Disclosure (as annexed hereto);

- 5.2. full answers to Question 13 of the Wife's Questionnaire dated 3 June 2009 (which for the avoidance of doubt means both paragraphs of questions appearing as part of the said Question 13), such Question to be read so that it applies to the period March 2006 until 10 December 2012;
- 5.3. a witness statement in response to the witness statement of Mr HEBRON dated 7 November 2012.
6. The Wife (by her solicitor if so advised) shall write to the Husband setting out the deficiencies in the answers hitherto provided to Questions 1 to 12 of the Wife's Questionnaire dated 3 June 2009. The Husband shall produce by 4pm on the day being 28 days after the date of service of such letter full answers to deficiencies so identified, such Questions to be read so that they apply until 10 December 2012;
7. The Husband shall produce by 10 December 2012 copies of all his tax returns filed in the UK for the tax years 2004/05 and 2005/06 in compliance with the Order of Mrs Justice PARKER dated 28 September 2009. In the event that there are no such returns, the Husband must file and serve a witness statement from his tax advisor confirming the position;
8. The Wife do have leave to file and serve by 4 pm on 18 January 2013 a Questionnaire, if so advised, setting out what further information and documentation she requires.
- 9.
- 9.1. If the Husband objects to answering any of the questions or providing the documentation sought in the Wife's Questionnaire referred to at paragraph 8 above he shall by 4 pm on 2 February 2013 give notice to the Wife's solicitors, Winckworth Sherwood LLP, of the questions and/or documentation to which he objects and shall give full and detailed reasons for his objections;
- 9.2. On receipt of such objections the Wife may apply on notice to Moor J for an order that the Husband answer the questions and provide the information requested but objected to which application may, if so directed by Moor J, be dealt with by the making of written submissions;

9.3. In respect of any questions and documents to which the Husband has not made objection, he shall answer and provide the same by 4 pm on 15 February 2013.

10. The Wife do have leave to activate the Committal Order dated 28 June 2009. Any application for Committal shall not be heard prior to 10 December 2012;

11. There shall be the following further hearings in this matter to be listed by Mr Justice MOOR as described below (save that the parties shall notify the Court in advance if they agree that there be no need for a particular hearing):

11.1. a hearing on 15<sup>th</sup> and 16<sup>th</sup> January 2013 with a time estimate of 2 days to consider the Wife's application for committal, if any, and the Husband's application, if any, for the return of his passport;

11.2. a hearing on 25<sup>th</sup> March 2013 with a time estimate of 1 day to consider any application made by the Wife pursuant to paragraph 9.2 above or otherwise;

11.3. a hearing on 19<sup>th</sup> and 20<sup>th</sup> June 2013 with a time estimate of 2 days, at which the following issues amongst others will be considered: (1) witness and production summonses; (2) the joinder of third parties to the financial remedy proceedings; (3) any matters arising from the orders at paragraphs 1 – 10 above.

12. There be Penal Notices attached to the provisions of paragraphs 5, 6 and 7 of this Order;

13. If the Husband makes an application for Decree Absolute, any such application shall be heard by Mr Justice MOOR;

14. Costs in the application.

Dated this 12<sup>th</sup> day of November 2012





Filed

IN THE HIGH COURT OF JUSTICE

Case No. FD07D02865

FAMILY DIVISION

BEFORE MR JUSTICE MOOR

DATED: 12<sup>th</sup> NOVEMBER 2012

B E T W E E N :

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDON YOUNG

Respondent

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ORDER

---

UPON the application of the Applicant dated 9<sup>th</sup> May 2012 for the disclosure and inspection of certain documents against Fox Williams LLP ("Fox Williams")

AND UPON reading the evidence and considering the court file

AND UPON hearing leading and junior counsel on behalf of the Applicant and leading counsel on behalf of Fox Williams

AND WHEREAS Fox Williams have identified in paragraph 10 of the affidavit of Gavin Foggo dated 23<sup>rd</sup> May 2012 that Fox Williams at one time had possession of files in respect of approximately 200 matters that were opened for the Respondent (being their one time client)

AND WHEREAS Fox Williams have confirmed in paragraph 16 of the witness statement of Gavin Foggo dated 30<sup>th</sup> May 2012 that Fox Williams have passed possession of the files relating to approximately 140 of those matters to the Respondent's Joint Trustees in Bankruptcy

AND WHEREAS the Respondent has waived any privilege he may have in the documents, media and materials referred to in this order

AND WHEREAS the Respondent's Trustees in Bankruptcy have waived any privilege they may have in the documents, media and materials referred to in this order

AND WHEREAS the Applicant and Fox Williams have agreed in full and final settlement of any sums due in respect of the costs of this application that the Applicant shall pay to Fox Williams the sum of £45,000 ("the Costs Settlement") and that the obligation to pay such sum shall be included in the subject of this order

IT IS ORDERED that:

1. Fox Williams shall provide to the Applicant, within 2 clear business days by the Applicant of compliance with paragraph 8 below, a print out of a complete set of client account ledgers (as exemplified by the document at page 20 of the exhibit to the affidavit of Sofia Dionissiou-Moussaoui dated 8<sup>th</sup> May 2012) ("Client Account Ledgers") pertaining to the approximately 200 client matters referred to above, such Client Account Ledgers to show any receipts and any payments out by Fox Williams of any monies relating to the said client matters.
2. Fox Williams shall provide to the Applicant, within 2 clear business days of compliance by the Applicant with paragraph 8 below, a copy of the list of files provided to the Respondent's Trustees in Bankruptcy as referred to in the first paragraph of the letter sent by Fox Williams to Mr Ingram dated 29<sup>th</sup> September 2010 and exhibited to Mr Foggo's affidavit dated 23<sup>rd</sup> May 2012.
3. With respect to inspection:
  - a. within 2 clear business days of compliance by the Applicant with paragraph 8 below, Fox Williams shall permit the Applicant's representative(s) to inspect all such client files as exist in respect of matters opened for the Respondent (being approximately 60 in number) whilst Fox Williams were acting for the Respondent, which files they have not passed to the said Trustees in Bankruptcy;

- b. the Applicant's representative(s) shall comprise at least one barrister and may include one or more certified accountants, but shall not include the Applicant's solicitor(s) or the Applicant in person. All the Applicant's representatives who attend shall ensure that the integrity and filing order of the documents media and materials that are inspected are preserved and shall certify the same upon completion of the said inspection;
    - c. Fox Williams shall be entitled to have a representative present during the inspection if so advised but any such attendance shall be at Fox Williams' own expense and shall not fall within paragraph 7 below.
4. In the event that the Treasury Solicitor indicates in writing that he waives privilege on behalf of the Crown, the Duchy of Lancaster or the Duke of Cornwall as the case may be, within 2 clear business days of compliance by the Applicant with paragraph 8 below, Fox Williams shall permit the Applicant's representative(s) to inspect the client files pertaining to Fosse Developments Limited, Milvus Ventures Limited, Condor Corporate Services Limited and Shipston Investments Limited (those companies having been dissolved).
5. For the purposes of the inspection referred to at paragraphs 3 and 4 above, Fox Williams shall provide access on reasonable notice and of such duration as the Applicant might reasonably require, save that access need only be granted during business hours. The inspection referred to in paragraph 4 above shall be subject to the conditions set out in paragraphs 3(b) and 3(c) above.
6. Subject to paragraph 7 below, Fox Williams shall provide the Applicant with copies of those documents referred to in paragraph 3 and, in the event privilege is waived as described in paragraph 4 above, such files referred to in paragraph 4 that the Applicant requests.

7. The Applicant shall pay Fox Williams' reasonable costs of complying with this order being the cost of the Applicant's representative(s) using Fox Williams photocopying equipment at a price of not more than 10p plus VAT per sheet.
8. The Applicant shall pay Fox Williams the sum of £45,000 in respect of the Costs Settlement, such payment to be received in cleared funds on or before 4pm on 26<sup>th</sup> November 2012.
9. The Applicant shall pay or cause to be paid to her solicitors the sum of £5,000 by way of security for the sums that might become due pursuant to paragraph 7 above. The Applicant's solicitors shall provide an undertaking to Fox Williams to that effect. Paragraphs 3, 4 and 5 of this order shall not take effect until such time as that undertaking has been provided. Fox Williams shall not be required to continue to comply with paragraphs 3, 4 and 5 of this order if the amount due from time to time pursuant to paragraph 7 above exceeds the sum paid into court. However the Applicant may pay such additional sums to her solicitor to be held in the manner described above as she thinks fit for the purposes of enabling Fox Williams to continue with, or to recommence, compliance.

Dated 12<sup>th</sup> November 2012

Case No. FD07D02865

IN THE HIGH COURT OF JUSTICE

FAMILY DIVISION

BEFORE MR JUSTICE MOOR

DATED: 12<sup>th</sup> NOVEMBER 2012

BETWEEN:

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDON YOUNG

Respondent

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ORDER

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Winckworth Sherwood LLP  
Minerva House  
5 Montague Close  
London SE1 9BB

DX: 156810 London Bridge 6  
T: 020 593 500  
F: 020 7592 5070  
Ref: ELB/33385/1

Solicitors for the Applicant.

Pleasings

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION  
IN BANKRUPTCY

Case No. 8336 of 2010

IN THE MATTER OF SCOT YOUNG (a bankrupt)  
AND IN THE MATTER OF THE INSOLVENCY ACT 1986

BEFORE THE HONOURABLE MR JUSTICE MOOR

DATED: 12<sup>th</sup> NOVEMBER 2012

BETWEEN:

MRS MICHELLE DANIQUE YOUNG

Applicant

-and-

- (1) MR SCOT GORDON YOUNG
- (2) MR DAVID INGRAM  
(as Joint Trustee in Bankruptcy of Mr Young)
- (3) MR MICHAEL GERRARD  
(as Joint Trustee in Bankruptcy of Mr Young)
- (4) THE OFFICIAL RECEIVER
- (5) HM REVENUE AND CUSTOMS

Respondents

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ORDER

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UPON the Applicant's application dated 1<sup>st</sup> June 2012 for an annulment of the bankruptcy of the First Respondent and other associated orders ("the Annulment Application")  
 AND UPON reading the evidence  
 AND UPON hearing counsel for the Applicant, counsel for the Second and Third Respondents, the First Respondent appearing in person and the Fourth and Fifth Respondents being neither present nor represented

AND WHEREAS the final determination of the Applicant's matrimonial application (Case No. FD07D02865) for financial remedies against the First Respondent has been listed to commence on 28<sup>th</sup> October 2013 with a time estimate of 20 days ("the Matrimonial Proceedings")

IT IS ORDERED by consent that:

- (1) the Applicant shall file and serve evidence in support of the Annulment Application by 4pm on 1<sup>st</sup> April 2013;
- (2) the Applicant shall pay the Fifth Respondent's costs of the adjourned hearing on 9<sup>th</sup> July 2012 on the standard basis to be assessed if not agreed;
- (3) the final determination of the Annulment Application shall be heard together with the final determination of the Matrimonial Proceedings;
- (4) the costs of this hearing be costs in the Annulment Application.

*Pleading*

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION  
BEFORE MR JUSTICE MOOR  
DATED: 12<sup>th</sup> NOVEMBER 2012  
B E T W E E N :

Case No. FD07D02865

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDON YOUNG

Respondent

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ORDER

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UPON the application of the Applicant dated 27<sup>th</sup> April 2012 for the disclosure and inspection of certain documents against Mr David Ingram and Mr Michael Gerrard (in their capacities as Joint Trustees in Bankruptcy of the Respondent)(“the Trustees”)

AND UPON reading the evidence and considering the court file

AND UPON hearing leading and junior counsel on behalf of the Applicant and counsel on behalf of the Trustees

IT IS ORDERED that:

1. The Trustees shall provide to the Applicant, within 14 days of compliance by the Applicant with paragraph 11 below, a copy of the list of files provided to them by Fox Williams Solicitors as referred to in the first paragraph of the letter sent by Fox Williams to Mr Ingram dated 29<sup>th</sup> September 2010 and exhibited to Mr Foggo’s affidavit dated 23<sup>rd</sup> May 2012.



2. The Trustees shall permit the Applicant's representative(s) to inspect those documents, media and materials provided by Fox Williams Solicitors to them (whether pursuant to section 366 of the Insolvency Act 1986 or otherwise) in their capacity as Joint Trustees in Bankruptcy of the Respondent. The Applicant's representative(s) shall include at least one barrister and may include one or more certified accountants, but shall not include the Applicant's solicitor(s) or the Applicant in person. The Applicant's barrister shall ensure that the integrity of the documents media and materials that are inspected are preserved and shall certify the same upon completion of the said inspection.
3. For the purposes of such inspection, the Trustees shall provide access on reasonable notice and of such duration as the Applicant might reasonably require, save that access need only be granted during business hours. The Trustees shall be entitled to have a representative present at all time during the inspection if so advised, save that any such attendance shall be at the Trustee's own expense (and shall be a proper expense of the bankruptcy) and shall not fall within paragraph 9 below.
4. The Trustees shall permit the Applicant's representative(s) to photocopy or otherwise take copies of any or all of the said documents, media and materials. The Trustees shall make available reasonable photocopying facilities for this purpose if so required by the Applicant, but subject to paragraph 9(a) below. Further or alternatively, the Trustees shall permit the Applicant to bring reasonable photocopying equipment onto its premises to allow the Applicant to make copies at her own expense.
5. The Trustees shall provide to the Applicant by 4pm on 26<sup>th</sup> November 2012 a list ("the List") setting out the names of the parties from whom they have obtained documents in the discharge of their office where those documents have been obtained pursuant to an application under section 366 of the 1986 Act, or pursuant to the threat of such an application.
6. The Applicant shall by 4pm on 29<sup>th</sup> November 2012 serve a copy of this order on those parties identified in the List where the Applicant wishes to inspect documents in the Trustees' possession which were obtained from that party.

7. Provided that the Applicant has served this order on the relevant individual or entity as required by paragraph 6 above, the Trustees shall permit the Applicant and/or her representative(s) to inspect those documents, media and materials provided by that individual or entity to them (whether pursuant to section 366 of the Insolvency Act 1986 or otherwise) in their capacity as Joint Trustees in Bankruptcy of the Respondent commencing on 13<sup>th</sup> December 2012, such inspection to be governed by the scheme provided for in paragraphs 3, 4 and 8 of this order.
8. Any party upon whom the Applicant elects to serve this order upon shall have liberty to apply within 7 days of the date of service of the order to vary the terms of paragraph 7 above to the extent it applies to them.
9. The Applicant shall pay the Trustees' reasonable costs of complying with paragraphs 2 to 7 of this order being:
  - a. The cost of the Applicant's representative(s) using the Trustee's photocopying equipment at a price of no more than 10p plus VAT per sheet.
  - b. The fixed sum of £250 plus VAT in respect of paragraph 5 above.
10. The Applicant shall pay the Trustees' proper costs of this application on the indemnity basis to be assessed if not agreed.
11. The Applicant shall pay or cause to be paid to her solicitors the sum of £5,000 by way of security for the sums that might become due pursuant to paragraph 9 above. The Applicant's solicitors shall provide an undertaking to the Trustees' solicitors to that effect. Paragraphs 2, 3, 4 and 7 of this order shall not take effect until such time that that sum has been so paid. The Trustees shall not be required to continue to comply with paragraphs 2, 3, 4 and 7 of this order if the amount due from time to time pursuant to paragraph 9 above exceeds the sum paid to the Applicant's solicitors. However the Applicant may pay such additional sums to her solicitor to be held in the manner

described above as she thinks fit for the purposes of enabling the Trustees to continue with, or to recommence, compliance.

Dated 12<sup>th</sup> November 2012

*Reading*

IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION  
BEFORE MR JUSTICE MOOR  
DATED: 12<sup>th</sup> NOVEMBER 2012  
B E T W E E N :

Case No. FD07D02865

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDON YOUNG

Respondent

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ORDER

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PENAL NOTICE

IF YOU MR SCOT GORDON YOUNG DISOBEY PARAGRAPHS 5, 6 OR 7 OF THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE RESPONDENT TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

UPON this matter coming on for a directions hearing

AND UPON hearing leading and junior counsel on behalf of the Applicant ("the Wife") and the Respondent ("the Husband") appearing in person

AND UPON reading the evidence and considering the court file

AND WHEREAS the Husband has undertaken to this court to give instructions to Payne Hicks Beach (solicitors) forthwith to provide to the Wife copies of the materials described as being behind Tabs 1 to 10 as referred to in a letter from Payne Hicks Beach to PCB Litigation LLP dated 9<sup>th</sup> November 2009

AND WHEREAS the Wife has undertaken to this court to apply for Decree Nisi by 4pm on 26 November 2012

IT IS ORDERED that:

1. The Wife do have permission to file and serve:
  - 1.1. Forthwith a Statement by Luke Steadman of Alvarez & Marsal in response to the Husband's Affidavit sworn on 10 November 2009.
  - 1.2. By 4 pm on 1 March 2013 a report from Mr Luke Steadman of Alvarez & Marsal.
2. The Husband do have permission to file a Statement in response to the Statement provided for under paragraph 1.1 above by 4 pm on 14 December 2012.
3. The Husband do have permission to file and serve a report by 4 pm on 26 April 2013 in reply to:
  - 3.1. The report provided for at paragraph 1.2 above; and
  - 3.2. The report of Mr Mark Bezzant of FTI dated 13 April 2012.

4. The Husband shall produce by 4 pm on 10 December 2012 a written statement to the Wife's solicitors giving further information and details about any current and proposed business ventures or opportunities that he is pursuing or intends to pursue in the future (by way of a response to their letter to him dated 5 October 2012)
5. The Husband shall produce by 4pm on 10 December 2012
  - 5.1. answers to FTI's Request for Disclosure (as annexed hereto);
  - 5.2. full answers to Question 13 of the Wife's Questionnaire dated 3 June 2009 (which for the avoidance of doubt means both paragraphs of questions appearing as part of the said Question 13), such Question to be read so that it applies to the period March 2006 until 10 December 2012;
  - 5.3. a witness statement in response to the witness statement of Mr Hebron dated 7 November 2012.
6. The Wife (by her solicitor if so advised) shall write to the Husband setting out the deficiencies in the answers hitherto provided to Questions 1 to 12 of the Wife's Questionnaire dated 3 June 2009. The Husband shall produce by 4pm on the day being 28 days after the date of service of such letter full answers to deficiencies so identified, such Questions to be read so that they apply until 10 December 2012.
7. The Husband shall produce by 10 December 2012 copies of all his tax returns filed in the UK for the tax years 2004/05 and 2005/06 in compliance with the Order of Mrs Justice Parker dated 28 September 2009. In the event that there are no such returns, the Husband must file and serve a witness statement from his tax advisor confirming the position.
8. The Wife do have leave to file and serve by 4 pm on 18 January 2013 a Questionnaire, if so advised, setting out what further information and documentation she requires.

9.

- 9.1. If the Husband objects to answering any of the questions or providing the documentation sought in the Wife's Questionnaire referred to at paragraph 8 above he shall by 4 pm on 2 February 2013 give notice to the Wife's solicitors, Winckworth Sherwood LLP, of the questions and/or documentation to which he objects and shall give full and detailed reasons for his objections;
- 9.2. On receipt of such objections the Wife may apply on notice to Moor J for an order that the Husband answer the questions and provide the information requested but objected to which application may, if so directed by Moor J, be dealt with by the making of written submissions;
- 9.3. In respect of any questions and documents to which the Husband has not made objection, he shall answer and provide the same by 4 pm on 15 February 2013.

10. The Wife do have leave to activate the committal order dated 28 June 2009. Any application for committal shall not be heard prior to 10 December 2012.

11. There shall be the following further hearings in this matter to be listed by Mr Justice Moor as described below (save that the parties shall notify the court in advance if they agree that there be no need for a particular hearing):

- 11.1. a hearing on 15<sup>th</sup> and 16<sup>th</sup> January 2013 with a time estimate of 2 days to consider the Wife's application for committal, if any, and the Husband's application, if any, for the return of his passport;
- 11.2. a hearing on 25<sup>th</sup> March 2013 with a time estimate of 1 day to consider any application made by the Wife pursuant to paragraph 9.2 above or otherwise;
- 11.3. a hearing on 19<sup>th</sup> and 20<sup>th</sup> June 2013 with a time estimate of 2 days, at which the following issues amongst others will be considered: (1) witness and production summonses; (2) the joinder of third parties to the financial remedy proceedings; (3) any matters arising from the orders at paragraphs 1 – 10 above.

12. There be Penal Notices attached to the provisions of paragraphs 5, 6 and 7 of this Order.

13. If the Husband makes an application for Decree Absolute, any such application shall be heard by Mr Justice Moor.

14. Costs in the application.

Dated 12<sup>th</sup> November 2012



Case No. FD07D02865

IN THE HIGH COURT OF JUSTICE

FAMILY DIVISION

BEFORE MR JUSTICE MOOR

DATED: 12<sup>th</sup> NOVEMBER 2012

B E T W E E N :

MICHELLE DANIQUE YOUNG

Applicant

-and-

SCOT GORDON YOUNG

Respondent

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ORDER

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Winkworth Sherwood LLP  
Minerva House  
5 Montague Close  
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T: 020 593 500  
F: 020 7592 5070  
Ref: ELB/33385/1

Solicitors for the Applicant.

In the HIGH COURT OF JUSTICE  
PRINCIPAL REGISTRY OF THE FAMILY DIVISION

Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court

No. of matter: FD07D02865

Between	Michelle Danique Young	Petitioner
and	Scot Gordon Young	Respondent

Before District Judge Berry sitting at Principal Registry of the Family Division, First Avenue House, 42-49 High  
Holborn, London, WC1V 6NP on 3rd January 2013

Upon hearing Counsel for Mrs Young

IT IS ORDERED THAT

1. Mrs Young has leave to serve a copy of her committal application of 17th and 19th December 2012 on Sears  
Tooth who are on the court record for Mr Young by 4:00pm on 4th January 2013.
2. Costs reserved to the hearing on 15th January 2013.



**In the HIGH COURT OF JUSTICE  
FAMILY DIVISION**

**Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court**

No. of matter: FD07D02865

Between	Michelle Danique Young	Petitioner
and	Scot Gordon Young	Respondent

Before MR JUSTICE MOOR sitting at the Royal Courts of Justice, Strand, London, WC2A 2LL on 19th June 2013

**UPON HEARING** Leading counsel for the Petitioner and the Respondent in person on an application made without notice to Messrs Wright Hassall

**AND UPON** the Respondent confirming that he waives privilege as regards all matters in respect referred to in this order save in respect of his representation by Wright Hassall in connection with these proceedings

**AND UPON** the Petitioner agreeing to meet the costs of Messrs Wright Hassall complying with this order, such costs to be assessed if not agreed on the indemnity basis;

**IT IS ORDERED THAT:-**

1. Wright Hassall LLP do by no later than 17 July 2013 provide to the Petitioner's solicitors a list of client files and ledgers opened with them between 1 January 2001 and 14 June 2013:-

(a) In respect of which the Respondent was the client; and

(b) Which were maintained by them for the benefit of, associated with or that were controlled by, the Respondent;-

Without prejudice to the generality of (a) and (b) above the said list shall include details of the file(s) and ledger(s) related to the receipt by them of £100,000 from Condor Corporate Services Ltd on or about 26 September 2011 and the receipt by them of £50,000 from Fosse Developments Ltd on or about 28 April 2008;

2. By no later than 14 August 2013 the Petitioner may select any of the files and ledgers in the list provided pursuant to paragraph 1 above which she wishes to have disclosed to her;

3. By no later than 11 September 2013 Messrs Wright Hassall shall provide to the Petitioner's solicitors copies of any files or ledgers selected pursuant to paragraph 2 above. In respect of both client files and ledgers the documentation to be provided shall include but not be limited to:-

- (a) Correspondence;
- (b) Engagement letters;
- (c) Contracts and agreements;
- (d) Instructions regarding any payment or transfers recorded on the ledgers;
- (e) Any documents indicating the source of any receipts recorded on the ledgers; and
- (f) Any records relating to assets owned beneficially or legally by the Respondent and/or controlled by him;

4. For the avoidance of doubt nothing in this order shall require Messrs Wright Hassall to disclose any document to which privilege attaches save for documents in respect of which the privilege has been waived pursuant to the recital to this order or otherwise;

5. Messrs Wright Hassall shall be at liberty to apply to vary or discharge this order; any such application is to be made to Mr Justice MOORat the directions hearing fixed for 2 October 2013;

6. Costs reserved.



**In the HIGH COURT OF JUSTICE  
FAMILY DIVISION**

**Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court**

**No. of matter: FD07D02865**

Between	Michelle Danique Young	Petitioner
and	Scot Gordon Young	Respondent

**Before MR JUSTICE MOOR sitting at the Royal Courts of Justice , Strand, London, WC2A 2LL on 19th June 2013**

**UPON HEARING** leading counsel for the Petitioner and the Respondent in person and Counsel for the Joint Trustees in Bankruptcy

**AND UPON** the Respondent indicating that he does not intend to file any forensic accountancy evidence in the proceedings;

**AND UPON** further orders of even date

**TO THE RESPONDENT SCOTT YOUNG:-**

**YOU MUST OBEY THE DIRECTIONS CONTAINED IN THIS ORDER. IF YOU DO NOT DO SO YOU WILL BE GUILTY OF CONTEMPT OF COURT AND YOU MAY BE SENT TO PRISON**

**IT IS ORDERED THAT:-**

1. By no later than 4 pm on 17 July 2013 the Respondent must produce and serve upon the Petitioner's solicitors:-

- (a) Full and complete answers to FTI's Request for Disclosure; and
- (b) Full and complete answers to Question 13 of the Petitioner's Questionnaire dated 3 June 2009 (which for the avoidance of doubt means both paragraphs of

questions appearing as part of the said question 13), such Question to be read so that it applies to the period March 2006 to 10 December 2012

2. The Petitioner do have permission to instruct forensic accountants to prepare a report analysing the documents in the case including the Respondent's disclosure, such report to be filed and served by no later than 20 September 2013

3. The Respondent do have permission to file a response to the report from the forensic accountants (which response shall take the form of a witness statement and may not include any forensic accountancy evidence) by no later than 18 October 2013

4. The Petitioner do have permission to serve a further questionnaire and request for documents on the Respondent by no later than 20 September 2013

5. The Respondent must serve on the Petitioner full and complete replies to the Petitioner's further questionnaire and request for documents by no later than 18 October 2013

6. The Petitioner do file and serve a narrative sworn statement dealing with the relevant section 25 factors by no later than 20 September 2013

7. The Respondent do file and serve a narrative sworn statement dealing with the relevant section 25 factors by no later than 18 October 2013

8. By no later than 25 September 2013 the Respondent must serve upon the Petitioner's solicitors statements from any witnesses upon whose evidence he wishes to rely at trial; the court will on 2 October 2013 consider whether he should be permitted to adduce the evidence of any of the said witnesses

9. The proceedings be listed for further directions before Mr Justice MOOR on 2 October 2013 with a time estimate of 1 day (subject to confirmation with the Clerk of the Rules)



**In the HIGH COURT OF JUSTICE  
FAMILY DIVISION**

**Matrimonial cause proceeding in the Principal Registry  
treated by virtue of Section 42 of the Matrimonial and  
Family Proceedings Act 1984 as pending in a divorce  
county court**

No. of matter: FD07D02865

Between	Michelle Danique Young	Petitioner
and	Scot Gordon Young	Respondent

Before MR JUSTICE MOOR sitting at the Royal Courts of Justice, Strand, London, WC2A 2LL on 19th June 2013

UPON HEARING Leading Counsel for the Petitioner and the Respondent in person on an application made without notice to Messrs Fox Williams (save that informal notice was given to them by letter on 18 June 2013)

AND UPON reading the letter from Messrs Fox Williams dated 18 June 2013

AND UPON the court being made aware of the content of the further letter from Messrs Fox Williams dated 19 June 2013

IT IS ORDERED THAT:-

1. Paragraph 3b. of the order of 12 November 2012 concerning Messrs Fox Williams shall be varied so as to permit Mr Alexander Carruthers from Hughes Fowler Carruthers Limited to be part of the Petitioner's representatives;
2. Messrs Fox Williams shall be at liberty to apply to vary or discharge this order upon giving 48 hours' notice to the Petitioner's solicitors; any such application shall be reserved to Mr Justice MOOR



**IN THE HIGH COURT OF JUSTICE  
FAMILY DIVISION**

Before MR JUSTICE MOOR

in Chambers

**IN THE MATTER OF MR SCOTT GORDON YOUNG (A Bankrupt)**

**AND IN THE MATTER OF THE INSOLVENCY ACT 1986**

Between Mr DAVID INGRAM

Applicants/Respondents

(as Joint Trustee in Bankruptcy of Mr Scott Gordon Young)

and Mr MICHAEL GERRARD

(as Joint Trustee in Bankruptcy of Mr Scott Gordon Young)

and MICHELLE DANIQUE YOUNG

Respondent/Applicant

**UPON THE APPLICATION** of Michelle Danique Young ("Mrs Young") dated 4<sup>th</sup> June 2013  
and the Joint Trustees in Bankruptcy of Scot Young's application to dismiss or vary Mrs Young's  
order

**AND UPON HEARING** Leading Counsel for Mrs Young and Counsel for the Trustees in  
Bankruptcy of Scot Young

**AND UPON READING** the evidence

**IT IS ORDERED THAT:-**

- 1 The application dated 4<sup>th</sup> June 2013 to set aside the Default Costs Certificate dated 21  
May 2013 be allowed;

Please address all communications for the Court to the Principal Registry of the Family Division, Family Proceedings  
Department, First Avenue House, 42-49 High Holborn, London WC1V 6NP quoting the number in the top right hand corner of  
this form. The Court Office is open between 10.00 a.m. and 4.30 p.m. on Mondays to Fridays.

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2 The hearing on 14<sup>th</sup> January 2014 is vacated;

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3 Mrs Young make payment on account of costs in the sum of £70,000 by 4.00pm on 3<sup>rd</sup> July 2013;

4 Mrs Young shall pay the Joint Trustees of Scot Young's costs of this application to be assessed on the standard basis if not agreed.

Dated 19 June 2013  
HF

