



## US dispute resolution support

### Our expertise includes

- Enforcement of civil judgments and arbitration awards
- Injunctions including Freezing Orders (also known as 'Mareva' Injunctions)
- Providing English law advice and expert evidence for US proceedings
- Advising on Letters Rogatory (also known as 'Letters of Request')
- Coordinating international litigation
- Obtaining documentary and witness evidence for use in US proceedings
- Advising on group and class action litigation in Europe
- Service of US proceedings
- Jurisdiction challenges
- Asset tracing and recovery
- Anti-suit injunctions
- Insolvency proceedings
- Search and seizure orders
- Regulatory and anti-trust advice
- Sanctions liaison and advice

Stephenson Harwood has a long history of assisting law firms and clients in relation to US proceedings, as well as international arbitrations and proceedings in other jurisdictions with a connection to the US.

With litigation and arbitration specialists in each of our offices in Europe, the Middle East and Asia, we can provide the full spectrum of support required to assist US law firms and their clients in any form of dispute resolution process.

We provide legal advice, including expert evidence on foreign law, in relation to US proceedings and international arbitrations. We also advise on the steps that can be taken in support of such proceedings in other jurisdictions and represent clients in proceedings outside the US, either directly or through associated counsel.

We have a wealth of experience of acting in enforcement and other supportive proceedings in London and Hong Kong in particular and often coordinate actions in other jurisdictions through our network of offices.

We are also often asked to coordinate international litigation which requires local assistance in the US. In which cases we work with local firms in the relevant state to provide advice and to represent our clients' interests.

"Brilliant international firm with exciting global reach into markets where London lawyers are not always prominent.."

**The Legal 500 UK 2022**



Stephenson Harwood LLP

## Our experience

### Supporting proceedings in the US

#### Securities fraud actions

Providing English law advice including preparation of expert evidence and assisting in the preparation of briefs in multiple securities fraud litigation proceedings in California and New York, including before the Supreme Court, Appellate Division First Department.

#### English law advice

Advising on English law and other common law precedents for the purposes of presenting arguments under foreign law in California and New York including expert evidence on the assignment of claims, contractual interpretation, champerty and maintenance.

#### Negligence claims

Acting as insurers' representative on a range of heavyweight audit negligence claims around the world, arising out of large scale frauds and corporate collapses, including substantial litigation in several states.

#### Letters of Request

Obtaining orders giving effect to Letters of Request (also known as Letters Rogatory) requiring London financial institutions to produce documents and witnesses for proceedings in New York.

#### Cross-border regulatory

Advising clients providing assistance to agencies including the SEC, CFTC, US Department of Justice, SFO, FCA and PRA in relation to cross-border regulatory enforcement action including anti-trust, LIBOR and FX investigations.

#### Investment dispute

Advising on English law aspects of a dispute arising out of a Delaware limited partnership investment structure and related investments in a UK sports franchise.

#### Expert evidence

Advising on European and UK securities documentation, transfers of assets and potential rights for purposes of reformulating New York law arguments under applicable English law and providing expert evidence for use in proceedings in California.

#### Limitation periods

Advising on limitation periods under English law, and coordinating advice on other foreign laws, for the purposes of briefs and memoranda of law on the US Statute of Limitations.

#### English law claims

Advising on English law claims arising from s.90 and s.90A FSMA for purposes of securities fraud actions in Texas based on mis-selling of securities listed on the London Stock Exchange.

#### Examination of US witnesses

Working with US Counsel to secure evidence in support of proceedings in Hong Kong by way of Letters of Request for examination of witnesses in Colorado and Ohio.

#### Strategic advice

Providing expert opinions on Hong Kong law including Hong Kong civil procedure rules for the purposes of proceedings in Nevada and Arkansas.

#### Art dispute

Acting in a high profile art dispute concerning an attempt to enforce a contract for the sale of a valuable work, involving proceedings in the New York courts seeking evidence in support of a claim brought elsewhere, and a separate claim in New York brought by and against a subsequent purchaser.

" The commerciality and skill of the lawyers and their knowledge of comparative legal systems and experience of big litigation ought to place them at the top of London's legal offering."

**The Legal 500 UK 2022**

## Proceedings outside the US

### Enforcement proceedings

Acting for the state of Venezuela in relation to enforcement proceedings in England brought by Gold Reserve Inc. in connection with a \$700 million ICSID (Additional Facility) Award, with related proceedings in Washington D.C. and Paris.

### Letters of Request

Acting for a US financial institution in conjunction with US Counsel to defend successfully proceedings in England seeking depositions and disclosure of documents in addition to an ongoing parallel discovery process in the US.

### Pension fund recovery action

Advising US and UK pension funds in relation to group litigation and class actions in Europe including procedural differences across European jurisdictions.

### Asset recovery

Advising on the repossession of certain World War II tanks and the transfer of them from England to the US.

### Obtaining freezing order in Hong Kong

Obtaining freezing order in Hong Kong against the assets of an airline, and other ancillary orders, for a lessor of aircraft engines in connection with ICC arbitration in New York, with related proceedings in Thailand.

### Group actions in UK

Advising a US law firm on English law claims arising from share and rights issues in the UK for purposes of advising US clients considering joining group litigation proceedings the UK.

### Sanctions liaison and advice

Liaising with national and international agencies and advising on issues arising from European and other international sanctions including sanctions and other restrictions against Iran, Libya and Russia.

### Madoff

Acting for various clients (high net worth individuals, lenders and banks) in connection with their exposure to the Madoff fraud, in particular coordinating and advising on litigation in jurisdictions all over the world (including the US).

### Sovereign immunity

Successfully discharging a freezing order before the English Commercial Court and Court of Appeal on grounds of sovereign immunity on behalf of the state of Bolivia in connection with ICSID arbitration proceedings brought by a subsidiary of ETI Telecom, with related proceedings in New York.

### Freezing orders

Successfully discharging a \$12 billion freezing order in England on behalf of PDVSA, the Venezuelan state oil company, in connection with ICSID and ICC arbitrations brought by a subsidiary of Exxon Mobil, with related proceedings in several jurisdictions including New York.

### Marine claims

Advising US law firms and sovereign states in relation to marine claims arising out of South America including Ecuador, Colombia and Venezuela on issues ranging from collisions and machinery breakdowns to seizures due to breach of customs regulations.

### Arbitral jurisdiction dispute

Working with US Counsel through our Hong Kong office to seek declarations from the New York Courts as to the arbitrability (or otherwise) of a dispute for a client based in Asia in circumstances where arbitration in New York has already been commenced and urgent applications have been required.

### Insolvency proceedings

Advising a US law firm on insolvency proceedings in Europe relating to the holding company of a defendant to proceedings in New York including liaising with local counsel.

"Sources commend the firm's strategy of "putting forward small yet strong teams that are very focused on a case rather than spreading resources over a vast number of lawyers."

**Chambers UK 2022**

## Get in touch



### Jide Adesokan

Partner, London  
T: +44 20 7809 2007  
E: [jide.adesokan@shlegal.com](mailto:jide.adesokan@shlegal.com)



### Richard Garcia

Partner, London  
T: +44 20 7809 2346  
E: [richard.garcia@shlegal.com](mailto:richard.garcia@shlegal.com)



### Genevieve Quierin

Partner, London  
T: +44 20 7809 2174  
E: [genevieve.quierin@shlegal.com](mailto:genevieve.quierin@shlegal.com)



### Ben Sigler

Partner, London  
T: +44 20 7809 2919  
E: [ben.sigler@shlegal.com](mailto:ben.sigler@shlegal.com)



### Nicolas Demigneux

Partner, Paris  
T: +33 1 44 15 82 15  
E: [nicolas.demigneux@shlegal.com](mailto:nicolas.demigneux@shlegal.com)



### Elizabeth Sloane

Partner, Hong Kong  
T: +852 3166 6926  
E: [elizabeth.sloane@shlegal.com](mailto:elizabeth.sloane@shlegal.com)

Stephenson Harwood is a law firm with over 1100 people worldwide, including more than 190 partners. Our people are committed to achieving the goals of our clients - listed and private companies, institutions and individuals.

We assemble teams of bright thinkers to match our clients' needs and give the right advice from the right person at the right time. Dedicating the highest calibre of legal talent to overcome the most complex issues, we deliver pragmatic, expert advice that is set squarely in the real world.

Our headquarters are in London, with eight offices across Asia, Europe and the Middle East. In addition we have forged close ties with other high quality law firms. This diverse mix of expertise and culture results in a combination of deep local insight and the capability to provide a seamless international service.

## Office locations

