**IN THE HIGH COURT OF JUSTICE**

**BUSINESS AND PROPERTY COURTS OF ENGLAND & WALES**

**COMMERCIAL COURT (QBD)**

**CLAIM NO: CL-2017-000323**

**IN THE MATTER OF GERALD MARTIN SMITH**

**AND IN THE MATTER OF THE CRIMINAL JUSTICE ACT 1988**

**NOTICE OF CLAIM TO NON-PARTIES**

This Notice is served pursuant to the Order of Mr Justice Foxton dated 20 May 2020

TO: ALL NON-PARTIES TO THE ABOVE-MENTIONED PROCEEDINGS

TAKE NOTICE THAT:

(1) Proceedings have been commenced in the Commercial Court (QBD) of the High Court of Justice, Business and Property Courts of England & Wales under Claim No CL-2017-000323 (the “**Claim**”). The Claim will determine proprietary claims and claims under the Criminal Justice Act 1988 which are advanced against the following assets (the “**Identified** **Underlying Assets**”):

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|  | **IDENTIFIED UNDERLYING ASSET** | **DETAILS OF LEGAL OWNER (IF AVAILABLE)** |
| 1 | Flat 1 Hamilton House, 81 Southampton Row, London, WC1B 4HA (“HH”) | Ms Imogen Laura Smith |
| 2 | Flat 2 Hamilton House, 81 Southampton Row, London, WC1B 4NH | Graig Holdings Limited |
| 3 | Flat 3 HH | Diversified Group Limited |
| 4 | Flat 10 HH | Hamilton House Property Limited |
| 5 | Flat 11 HH | Future Investments Limited |
| 6 | Flat 12 HH | Blackwood Investments Limited |
| 7 | Flat 14 HH | Hamilton House Property Limited |
| 8 | Flat 17 HH | Great Eastern Street Investments Limited |
| 9 | Flat 18 HH | Future Investments Limited |
| 10 | Flat 19 HH | Dewr Holdings Limited |
| 11 | Flat 20 HH | Mynydd Holdings Limited |
| 12 | Flat 21 HH | Sarn Investments Limited |
| 13 | Flat 22 HH | Merch Holdings Limited |
| 14 | Flat 23 HH | Bryanstone Square Investments Limited |
| 15 | Flat 24 HH | Ingenuity Capital Limited |
| 16 | Leasehold HH | Hamilton House (Southampton Row) Management Limited |
| 17 | Flat 4, 58/59 Montagu Square, London, W1H 2LS | Ms Sinead Catherine Irving |
| 18 | 32 Moor Lane, Rickmansworth, WD3 1LG | Ms Sinead Catherine Irving |
| 19 | £500,028.80 fund held on trust (and/or investment proceeds) | Mr Kevin Philbin and Mr Mark Williamson  |
| 20 | Flat 9, 54-57 Goodwood Court, Devonshire Street, London, W1W 5DZ | Ms Alison Hollis |
| 21 | Flat 19 Walham Court, 109-111 Haverstock Hill, London, NW3 4SD | Mr Nicolas Greenstone and Mrs Patricia Greenstone |
| 22 | Dr Cochrane’s Diamond Bracelet | Dr Cochrane (acting by the Viscount of the Royal Court of Jersey) |
| 23 | Diamond Earrings 1 | Dr Imogen Laura Smith |
| 24 | Diamond Earrings 2 | Ms Iona Smith |

(2) You are or may be one of the persons who are interested in the Identified Underlying Assets.

(3) On 20 May 2020, Mr Justice Foxton gave directions in relation to how non-parties can assert an interest in the Identified Underlying Assets. You may, by 4pm on 3 July 2020, make an application to be joined to the Claim in order to make a proprietary claim or a claim under the Criminal Justice Act 1988 in relation to the Identified Underlying Assets, or to make any argument in relation to a claim asserted by any other party. Any such application shall be supported by a properly particularised statement of case identifying the relief which is sought or the argument which is sought to be raised.

(4) If you do not make such an application by 4pm on 3 July 2020, you will (i) be bound by orders and judgments made by the Court in relation to the Identified Underlying Assets, (ii) be debarred from contending that you have a proprietary claim or claim under the 1988 Act that takes priority to such claims as are established to the Identified Underlying Assets by persons who make applications by 3 July 2020, and (iii) be debarred from otherwise challenging the Court’s judgments or orders in relation to such claims.

(5) Further information in relation to the Claim (including the statements of case filed by all parties thereto) can be obtained by sending an email to IZO.Litigation@sfo.gov.uk and orbharcus@harcusparker.com.