



Simon Stafford-Michael

YEAR OF CALL: England and Wales 1982

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Following Call to the Bar, for about 20 years Simon was extensively retained under the International Practice Rules by US Corporate Insured and Insurance Companies to prepare and present their on-shore environmental and products liability claims to the London Insurance Market.

These instructions included conducting mediations, arbitrations, and litigation. The most efficient method of satisfying these claims and resolving related disputes evolved into global commutations involving, in each such case, thousands of insurance policies with a range of policy periods from 1910- 1992 at primary, umbrella and excess levels of cover. Simon has considerable UK experience in insurance disputes concerning professional indemnity risks, Legal Expenses Insurance and marine cargo.

SOME NOTABLE CASES

Civil and Criminal Fraud:

I have been retained by companies and individuals in connection with criminal and/or civil liability arising from fraud in connection with banking, stock exchange or commercial activities.

I also have extensive experience in the conduct of investigations by Her Majesty's Revenue & Customs. I have appeared for the defence in many of the major Revenue and Customs prosecutions. Notable cases include Nissan (UK) Limited and Spectron (UK) Limited. I also appeared before the VAT Appeals Tribunal in *McNicholas Construction Company Ltd. v Commissioners of Customs and Excise* (VTD 14975).

In all, I have been instructed for the defence in over 12 investigations or prosecutions brought by the Serious Fraud Office.

Notable cases include Guinness where I appeared for the defence on behalf of Lord Spens in the criminal proceedings and subsequently in the Bank of England litigation. I also appeared for the defence in the Wallace Smith Trust Company and Arrows cases.

I have extensive experience in the conduct of litigation involving allegations of fraud in the Commercial Court and Chancery Division. I appeared for the Third Defendant in *Jyske Bank (Gibraltar) litigation*. This action involved tracing over \$ 1 billion of assets stolen from a Gibraltar bank.

I have appeared in over thirty Court of Appeal/Divisional Court appeals and twice before the Supreme Court (when called the House of Lords) and in 2011 before the Privy Council.

I was listed a "leading junior" in the Fraud category by Chambers and Partner for five consecutive years. cases. In all,

Money Laundering, Bribery Act, Financial Services, and Compliance:

I have particular expertise in the area of money laundering control and was extensively involved in the then largest money laundering investigation: Operation Ivan. I have also advised numerous clients, including major accounting firms, as to their obligations in connection with money laundering regulation.

I am the editor of Butterworth's Money Laundering Library (Money Laundering Regulations) and the author of *Cerberus Anti-Money Laundering Compliance Centre*.

I am also the author of *BAC*, providing on-line training and compliance in connection with the Bribery Act 2010.

My experience as a practising barrister in this category includes both domestic and EU competition law, and appearing for the defendants in a number of civil actions brought by the FSA. I have also advised on the regulation of Claims Handling companies.

I appeared in October 2011 as a Leading Junior before the Privy Council in *DDP of Mauritius v Bholah*, an appeal from the Supreme Court of Mauritius on the constitutionality of the Economic Crime Act.

Mining and Energy:

I have served on the boards of several junior mining companies and was the Chief Executive Officer of Westrip Holdings Limited for two years during its development of a major tenement in Greenland. I am presently the General Counsel of Greenland Minerals & Energy Limited, a Western Australian company quoted on the Australian Stock Exchange, a company of which I was formerly a non-executive director.

I have been retained under the IPR to advise on the legal issues surrounding the structuring

Insurance and Reinsurance:

I have been extensively retained under the International Practice Rules by US Corporate Insured and Insurance Companies to prepare and present their on-shore environmental and products liability claims to the London Insurance Market.

These instructions included conducting mediations, arbitrations, and litigation. The most efficient method of satisfying these claims and resolving related disputes evolved into global commutations involving, in each such case, thousands of insurance policies with a range of policy periods from 1910- 1992 at primary, umbrella and excess levels of cover.

Highlights of my International Practice included advising Exxon on the Exxon Valdez loss, Pfizer on the settlement of the Schilley Heart Valve derivative shareholders litigation through mediation with Chubb and related Bermuda captives, the settlement of Tenneco, the first on-shore pollution claim settled by the London Insurance Market and advising a number of blue chip US Corporations on the setting up of Equitas.

A list of representative insurance clients is set out below.

I was appointed Co-Chair of the International Insurance Coverage Committee of the ABA and elected to membership of the Federation of Insurance and Corporate Counsel.

I have considerable UK experience in insurance disputes concerning professional indemnity risks, Legal Expenses Insurance and marine cargo.

Representative Clients:

Exxon Corporation
Exxon –Mobil
Conoco

He was instructed for the defence in over 12 prosecutions brought by the Serious Fraud Office.

of finance for mining and energy projects and on mining companies compliance with bribery legislation.

I have considerable experience on the negotiation of mining concessions, Options for mining leases and Exploration Licences, both in the UK and overseas.

My insurance and re-insurance practice (please see below) involves advising many of the major mining and energy companies on insurance claims arising from environmental hazards.

Imperial Oil
Shell
Tenneco
Chevron
CSX
Union Pacific
People's Gas
PG&E
Farmer's Insurance Group
Domtar
Kaiser Aluminium
Kaiser Steel
Pfizer
Johnson & Johnson
Metropolitan Life
GAF
Armstrong World Industries
Johns Manville
Kaiser Cement
Truck Insurance Exchange
Cyprus-Amax
Phelps-Dodge
Lockheed Martin Corporation
Northrop