

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

B E T W E E N:-

PINSENTS (A FIRM)

Claimant

- and -

**(1) MATRIX INTERNATIONAL
(MANAGEMENT) LIMITED**

First Defendant

(2) BARCLAYS BANK PLC

Second Defendant

PARTICULARS OF CLAIM

**Pinents
1 Gresham Street
LONDON
EC2V 7BU**

Solicitors for the Claimant

**Tel: 0207 606 9301
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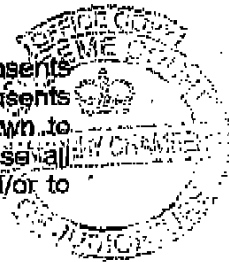
Second Defendant

PARTICULARS OF CLAIM

1. The First Defendant ("Matrix") purports to be assisting investors in, and creditors of, companies in the Imperial Consolidated Group ("Imperial") who wish to pursue legal action against court-appointed administrators and liquidators of Imperial.
2. In connection with the assistance to be provided to these investors and creditors ("the Imperial Claimants"), Matrix agreed with Pinsents to act as an intermediary between the Imperial Claimants and Pinsents, and in particular to undertake money-laundering checks on Pinsents' behalf.
3. Acting without Pinsents' authority, Matrix invited the Imperial Claimants to remit money to an account in its name at the City Office Park, Lincoln branch of the Second Defendant ("Barclays"). Funds believed to be in excess of £100,000 ("the Imperial Funds") have been paid and continue to be paid into this account.
4. Matrix solicited the Imperial Funds by means of documents ("the Circulars") entitled "Investor Data Capture Form" and "Action by creditors to remove Mazars and PricewaterhouseCoopers ("PWC") and to seek damages and compensation", and on the basis that:
 - (a) the initial investigation and the litigation would be conducted on the Imperial Claimants' behalf by the Claimant ("Pinsents");
 - (b) Pinsents had agreed to act in the investigation and litigation; and had authorised the issue of the Circulars to the Imperial Claimants;



- (c) all sums remitted would be held on trust by Matrix;
 - (d) 64% of the funds remitted would be paid to Pinsents against costs to be incurred in the litigation.
5. Pinsents did not authorise the issue of the Circulars and, since their issue, has declined to act in the investigation or litigation or otherwise for the Imperial Claimants.
6. Matrix has failed and refused to account to Pinsents for the Imperial Funds or their whereabouts or Matrix's dealings with them.
7. Pinsents claims the following relief against Matrix:
- (1) A declaration that the Imperial Funds are held to the order of and/or on trust for Pinsents and/or the Imperial Claimants.
 - (2) An order for the appointment of a Receiver of the Imperial Funds pursuant to section 37(1) of the Supreme Court Act 1981.
 - (3) An order for payment of the Imperial Funds to the Receiver.
 - (4) An injunction restraining Matrix:
 - (i) from disposing of or dealing in any way with the Imperial Funds;
 - (ii) from representing to the Imperial Claimants, or anyone else, that Pinsents are acting or are willing to act in relation to the potential claims or authorised the issue of the Circulars.
 - (5) Orders requiring Matrix (i) to account for the Imperial Funds to Pinsents and to any Receiver appointed by the Court; and (ii) to inform Pinsents and/or the Receiver of all dealings by Matrix, and all dealings known to Matrix, with or in relation to the Imperial Funds; and (iii) to disclose all documents arising from or relating to such dealings to Pinsents and/or to the Receiver.
 - (6) Damages and/or equitable compensation, and interest.
 - (7) An order that Matrix indemnify Pinsents in respect of any losses or liabilities incurred by Pinsents as a result of Matrix's conduct.
 - (8) All other necessary and/or appropriate accounts, enquiries and directions.
8. Pinsents claims the following relief against Barclays:
- (1) An injunction restraining Barclays from dealing with or permitting any withdrawal of or dealing with the Imperial Funds except in accordance with an Order of the Court.
 - (2) An order requiring Barclays to provide relevant information and documents to Pinsents and/or to the Receiver.



I believe that the facts stated in these Particulars of Claim are true.

DL

David Lancaster (Partner)

Dated this 16th day of December
Served by Pinsents
1 Gresham Street
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EC2V 7BU

Tel: 0207 606 9301
Solicitors for the Claimant

Ref: David Lancaster

