



IN THE HIGH COURT OF JUSTICE

BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
COMMERCIAL COURT (QBD)

BETWEEN:

THE REPUBLIC OF MOZAMBIQUE
(acting through its Attorney General)

Claimant

-and-

- (1) CREDIT SUISSE INTERNATIONAL
- (2) CREDIT SUISSE AG
- (3) MR SURJAN SINGH
- (4) MR ANDREW JAMES PEARSE
- (5) MS DETELINA SUBEVA
- (6) PRIVINVEST SHIPBUILDING S.A.L., ABU DHABI (BRANCH)
- (7) ABU DHABI MAR LLC
- (8) PRIVINVEST SHIPBUILDING INVESTMENTS LLC
- (9) LOGISTICS INTERNATIONAL SAL (OFFSHORE)
- (10) LOGISTICS INTERNATIONAL INVESTMENTS LLC

Defendants

DEFENCE OF THE 4TH DEFENDANT:

ANDREW PEARSE

1. Except where he has made any express admissions Mr. Pearse denies each and every allegation made against him in the Particulars of Claim, as if they were set out and traversed separately.



2. Mr. Pearse puts the Republic to proof as to his state of knowledge and his state of mind in any of the alleged fraudulent transactions.
3. If Mr. Pearse does not plead to any issue then that is not to be taken as an express and/or implied admission, or concession, in respect of that fact, assertion, or allegation, and the Republic will be required to prove the same.
4. Mr. Pearse is presently awaiting sentencing in the US on a charge of wire fraud conspiracy connected to the subject-matter of these proceedings. In order not to prejudice his position he does not propose to plead fully to the Particulars of Claim until such time as the criminal proceedings are concluded against him. This pleading is a holding Defence and Mr. Pearse reserves his position to amend it in the future course of these proceedings.
5. For the avoidance of doubt, Mr. Pearse denies that:
 - (a) he has been involved in any wrongdoing with the intention of injuring the Republic;
 - (b) he has received any payments as part of a conspiracy to injure the Republic; and/or,
 - (c) he has been party to an unlawful means conspiracy to injure the Republic; and/or,
 - (d) he has been in knowing receipt of money that properly belongs to the Republic, or in which it has any proprietary claim or interest; and/or,
 - (e) he is liable in the tort of deceit to the Republic.
6. Mr. Pearse denies that the Republic is entitled to the alleged, or any relief against him.

RUPERT BUTLER



Statement of Truth

The 4th Defendant believes that the facts stated in this Defence are true.

I am duly authorised by the 4th Defendant to sign this statement.

Name: Rupert Butler

Direct Access Counsel

Signed:

Date:

20 December 2019

Rupert Butler

Counsel for the 4th Defendant

3 Hare Court

Temple

London

EC4Y 7BJ

DX 212 London Ch Lane

T: 020 7415 7800

E: rupertbutler@3harecourt.com



Case No. CL-2019-000127

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