

Mareva injunctions and Anton Piller relief

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Requirements for an Anton Piller Order

- In *Anton Piller KG v Manufacturing Processes Ltd*, at Ch 62; All ER 784, Ormrod LJ set out the essential elements of obtaining this *ex parte* relief as follows:
- First, there must be an extremely strong *prima facie* case. Secondly, the damage, potential or actual, must be very serious for the applicant. Thirdly, there must be clear evidence that the defendants have in their possession incriminating documents or things, and that there is a real possibility that they may destroy such material before any application *inter partes* can be made

Description: -

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Actions and defenses -- Great Britain.

Debtor and creditor -- Great Britain.

Interlocutory decisions -- Great Britain.

Injunctions -- Great Britain. Mareva injunctions and Anton Piller relief

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Notes: Includes indexes.

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A Mareva prevents or limits a defendant from dealing with or disposing of some or all of his assets. The investigations centered on the actions of senior public officials and the flow of sponsorship and advertising funds between the government and certain recipients.

IPR

Our investigation confirmed that the money had been misappropriated and we also put a figure on the amount that was wrongfully diverted. We conducted a preliminary investigation, being careful not to alert the manager to suspicions. They are particularly effective in cases of alleged trademark, copyright or patent infringement.

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Anton Piller orders are often used together with Mareva injunctions, which are used to restrain defendants from removing assets from the jurisdiction of the court. The courts have consistently granted interim injunctions and Anton Piller orders for search and seizure in order to stop an infringer from continuing unlawful activities.

IPR

CHS professionals were members of the investigative team providing forensic accounting support to help determine the flow and chronology of financial facts.

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We have experience as expert forensic accountants in several high-profile government inquiries. It has granted Anton Piller orders under which court commissioners have been appointed to search and seize infringing goods such as computers and CDs.

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