withersworldwide

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Daniel is a senior associate in the litigation and arbitration team.

Daniel is an experienced litigation solicitor specialising in commercial disputes and arbitration. Daniel handles complex and multi-faceted legal cases which cover a range of different sectors and specialisms. He provides tailored and practical advice to clients depending on their specific commercial and legal requirements and tries to guide clients through the complexities and vagaries of the legal system.

Daniel has a busy civil fraud practice dealing with high value and time sensitive cross border claims, often involving multiple parties and different international jurisdictions. He has particular experience dealing with financial and digital fraud claims. These civil fraud cases regularly involve urgent Court Orders and asset tracing tasks and Daniel is able to identify and coordinate with specialists across the world to assist with these cases.

Daniel also handles a range of corporate shareholder and director disputes, insolvency and restructuring matters and general contractual disputes. He has a particular focus on protecting intellectual property and propriety technology rights as well as dealing with legal issues arising in the sports sector, for governing authorities, sports clubs and athletes.

Daniel acts for both Claimants and Defendants and his clients are most often high net worth and ultra-high net worth individuals but he also has a lot of experience advising closely held owner managed businesses and larger corporate organisations.

Daniel's experience extends to all of the senior courts in England & Wales as well as arbitration panels and specialist tribunals. Daniel also liaises with international experts around the world for court and arbitration matters in those jurisdictions and he works with a range of third-party technology providers and litigation funders and insurers to help facilitate a comprehensive strategy and approach for any dispute.

Daniel is a Judicial Officer for the Rugby Football Union's independent judicial panel which determines disciplinary and regulatory issues within the sport of Rugby Union.

Track record

Arbitration disputes for professional clubs and athletes

Acting in various sports arbitration disputes for professional clubs and professional athletes covering claims around contractual disputes or to challenge procedural decisions by sports governing bodies.

Cross border insolvency and restructuring

Dealing with a cross border insolvency action involving a UK PLC which included a Chapter 11 Bankruptcy in the USA and potential issues involving UK insolvency and restructuring law.

Implementing administration plans for insolvency practitioners

Acting for insolvency practitioners to help implement administration plans, including pre-pack administrations, and to investigate the affairs of a company and to pursue claims against Directors or other third parties.

Obtaining multiple orders following a multi-million cross border pound fraud

Obtaining a Worldwide Freezing Order, Passport Order, Port Alert Order and other Disclosure Orders following a sophisticated multi-million cross border pound fraud involving parties in Hong Kong and where there was evidence that the perpetrator had fled to the UK, including Norwich Pharmacal Orders against other third parties holding relevant information on the respondent.

Bribery and breach of fiduciary duty

[2021] EWHC 325 (Ch) Successfully acted for a security company against its former CEO to establish bribery and breach of fiduciary duty claims following the unlawful entering into commercial arrangements to obtain personal benefits. This action included a counterclaim for abuse of process.

Establishing existence of shareholding

[2021] EWHC 219 (Ch) Successfully established the existence of shareholding in a successful food manufacturing business after oral agreements over 20 years before the Court proceedings took place between very close personal contacts from Turkish backgrounds. The claim involved parties in multiple jurisdictions and cash payments over many historic years.

UK real estate assets

Acting in a claim to successfully establish the ownership rights of UK real estate assets held by corporate vehicles in multiple foreign jurisdictions. This claim involved issues around nominee Directorships and beneficial ownership rights following the breakdown in relationship of two close personal friends. The claim was compromised following arguments on the first day of a fully remote trial.

Freezing injunctions

[2018] EWHC 960 (QB) Successfully obtaining worldwide freezing injunctions against a number of Defendants around the UK and Europe following a computer hacking fraud and the diversion of multi-millions of pounds of realised profits from of an investment deal. This case also required disclosure orders from various banks and individuals in the UK and Europe for tracing aspects.

Private hedge fund

Acted for a private hedge fund in a claim for over USD \$50million arising out of the potential manipulation of the London Metal Exchange Tin market by various international parties to increase the holding to well above market thresholds.

Jersey based charitable trust

Acted for a Jersey based charitable trust through a Swiss corporate trustee to enforce loan and security documents against the original settlor of the charitable trust in excess of USB\$10million. The charity provided loans to the settlor and several corporate entities, secured against ancillary assets around the world including a private island in the Pacific. This claim included actions in Jersey, Switzerland and New York City as well as London.

Professional negligence claim

Acting in a professional negligence claim against noted Patent Attorneys following advice given about worldwide patent protection for a company's main product and major asset.

Loan facility agreement

[2015] EWCA Civ 1295 Successfully enforcing the security provisions in loan facility agreement between private individuals where the original loan and funds for security were secured in offshore bank accounts under corporate holding companies. The claim involved proving the fabrication of documents. The original decision was upheld following a hearing at the Court of Appeal (Lower Court Decision 2013 EWHC 3745 (Ch))

Liquidators of onshore and offshore companies

Advised liquidators of a combination of on-shore and off-shore companies investigating directors for making in excess of £100 million profits at the expense of the companies through fraudulent activities, conspiracy and breaches of their fiduciary duties.

UK real estate asset managers

Represented UK real estate asset managers in a contractual dispute with US investors over the terms of several multi-million pound success fees linked to the acquisition and re-development of large scale commercial real estate sites around the UK.

Extended warranty scheme

Advised in a matter involving the high profile mis-selling of an extended warranty scheme and cashback guarantee by a large UK energy company affecting hundreds of consumers.

Insolvency practitioners

[2013] EWHC 3007 (Ch) Successfully defending insolvency practitioners from a claim for trespass and conversion following the administration and subsequent liquidation of a well-known television and film production company including counterclaims arising out of the potential diversion of contracts and funds.

External Publications

How can I protect myself against art fraud?, Financial Times - October 2023, contributor

Lawyers: Pledge to protect litigation funding welcome – but devil's in the detail, City AM - January 2024, quoted Manchester City: Lawyers react to legal action against Premier League, City AM - June 2024, quoted

What is Man City's legal case vs Premier League, does it involve the 115 charges and can they win?, Daily Telegraph - June 2024, contributor

Man City are taking legal action against the Premier League – what does it all mean?, New York Times: The Athletic - June 2024, contributor

What happens if Man City WIN legal battle against the Premier League? Champions and Newcastle will be hugely powerful... but it could also help American owners usher in games abroad, Daily Mail - June 2024, quoted Why are Manchester City suing the Premier League and what happens next?, The Independent, The Independent

Football's financial arms race just went nuclear, Bloomberg - June 2024, quoted

New to advice? Here's how to protect your firm against fraud, FT Adviser - August 2024, author

How can I avoid art investment scams, Financial Times - August 2024, contributor

Admissions

England & Wales, 2014

June 2024, quoted

Education

BPP Law School, Legal Practice Course

BPP Law School, Graduate Diploma in Law

University College London, B.Sc (Hons), Physiology and Pharmacology

Memberships

The International Association for the Protection of Intellectual Property, AIPPI

Key dates

Year joined: 2021

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