

Application Notice

In the Birmingham Commercial Court
Case **B40BM021**

Applicant: Mark Anthony Taylor

Respondent: HSBC

I, Mark Anthony Taylor, the Litigant-In-Person, the applicant...

In the case **Taylor vs Jain et al.**

Ask the court

To set aside the CRO against me, and the verdicts by Simon Brown and Charles Haddon-Cave. Declare the CRO completely unlawful, unjust and immaterial.

On the basis:

1. The verdicts of ALL judges involved have proven to be counter-factual as a result of Deutsche Bank settling a similar lawsuit in New York that made much the same allegations. This implies the first and second defendant committed perjury to undermine all verdicts and court orders in the Birmingham claim, in the High Court and the Court of Appeal.
2. As part of its settlement Deutsche Bank promised to expose other members in the New York lawsuit, which includes HSBC, the applicant for the CRO. This is not the conduct of an innocent party settling a claim for the purpose of expediency.
3. All defendants piggy-backed Deutsche Bank's defence and did not care that Deutsche Bank failed to release any evidence to show that its internal audit into silver manipulation was anything other than an insubstantial fiction.
4. All defendants refused to supply their copies of the trading receipts, and would neither confirm nor deny whether such receipts exists. A failure to maintain a copy of bullion trading receipts is a clear violation of anti-money laundering control laws.
5. Deutsche Bank tried to have the New York lawsuit dismissed on the grounds it was a vexatious 'nuisance' lawsuit. This technique was used to establish the CRO against me. The Judge, Valerie E Caproni, found against Deutsche Bank, and dismissed the strike-out attempt.
6. Deutsche Bank were given the opportunity to explain their apparent duplicity and failed to volunteer an explanation, even though it was clear that their response would be used as evidence to re-open appeals and challenge the CRO.
7. Allegations and evidence of money laundering were made to all courts and were dismissed without explanation by any judge. A letter leaked from the FCA to the Financial Times corroborates my accusations that materials were destroyed to cover up money laundering and the FCA asserts that Deutsche Bank's money laundering may well have financed terrorists.
8. When the allegations and evidence of money laundering was so callously dismissed, and the Financial Times article emerged, notification was sent to the office of the Lord Chief Justice on the 2 May 2016, Simon Brown announced an early retirement on 20 May 2016. It is quite obvious the man was dismissed from his job. He was instrumental in helping Deutsche Bank get away with money laundering and market manipulation.
9. Simon Brown refused to allow me to cross-examine the applicant, Anshu Jain, on the

oral hearing on 16 July 2015 – a defendant who issued a bare denial, issued no evidence, and refused to turn up for his own hearings. Instead of Jain being chastised, I was deemed 'vexatious' for demanding his attendance – a total inversion of rights and responsibilities of applicants and respondents.

10. Over twenty points of misconduct were alleged against Simon Brown in the Grounds for Appeal. Charles Haddon-Cave dismissed these allegations as 'scurrilous' without having a copy of the transcript of the hearing. He was in no position to judge the allegations. Lord Burnett, who handled both appeals, also seems to have lacked such a transcript, and was as equally ill-equipped to judge misconduct. JACO were tasked to judge judicial misconduct and refused to consider or commission a transcript of hearing.
11. Charles Haddon-Cave let all defendants get away with not having to submit witness statements. UBS's counsel did not even know whether her client admitted or denied perjury. UBS had confessed to the US DoJ in return for immunity for blowing the whistle on other defendants, and yet were allowed to get away with non-disclosure.
12. ICO requests I made to the Ministry of Justice to have the existence of the transcript of hearing confirmed or denied have been stonewalled, in violation of the Data Protection Act. Five letters to the Lord Chief Justice demanding to know whether the transcript exists were also stonewalled.
13. Members of the US Congress have recently disclosed that George Osborne and the FCA petitioned the US Department of Justice to drop its prosecution against HSBC for money laundering for the Mexican drugs cartel.
14. From the application date on the CRO we can see HSBC were petitioning for the CRO in advance of the claim being served, and in advance of its delegation to the Birmingham Commercial Court from Stafford, in which the claim was first filed. The application date is contrary to the judge having ticked the box on the CRO that asserts that it emerged at the judge's own volition, and not a result of a written petition.
15. HSBC's application thus assists a co-defendant, with a proven shared history of cartel fraud, evade legal action that exposed its money laundering that mirrored its own money laundering.
16. The degree with which Simon Brown was able to pervert his verdict, and get away with it for eleven months suggests State interference at a time when George Osborne was Lord Chancellor who had a proven history of undermining legal and just prosecutions against HSBC.
17. HSBC were given an opportunity to explain themselves and refused to do so, instead relying on legal evasion.
18. The Particulars of Claim to **B40BM021** have proven meritorious and prescient:
 1. Deutsche Bank were manipulating the prices of precious metals.
 2. Deutsche Bank were part of a cartel that involved the other defendants.
 3. Both silver and gold were manipulated.
 4. Deutsche Bank's internal audit, as published by Reuters on 19 June 2014 could not have been substantial and virtuous.
 5. All defendants are part of the Libor manipulation cartel. Anshu Jain was accused by BaFin of faking Libor audits and supplying distorted Libor indices to the Bundesbank.
 6. Deutsche Bank committed FX manipulation, as exposed by the FCA report and fines against them, even though they dismissed the allegation of such manipulation in their defence prior to the release of the FCA report thus DB has a history of misleading courts in matters of market manipulation.

19. In Simon Brown's hearing I asserted that there were not three cartels, for Libor, FX and precious metal manipulation, but one cartel, with one set of algorithms, attacking three different markets. The New York settlement vindicates that argument.

I believe a judge can make the decision to enforce the application without an oral hearing since key defendants refused to turn up for the hearing under Simon Brown, and defendants refused to file witness statements in their hearing under Charles Haddon-Cave. I turned up for both hearings with signed belief statements. If defendants wish to orally contest the application then Anshu Jain, Emma Slatter and Stuart Gulliver, CEO of HSBC, should attend court for cross-examination. Defendants should have no right to an oral hearing when they issue a bare denial and submit no evidence. They have no argument but legal evasion. A telephone hearing is possible but probably redundant unless there are issues that need expanding.

If there is a hearing it should last no longer than an hour. Defendants should be forced to disclose what they confessed in the New York lawsuit. If they are not willing to expose the matters they have no defence against the charge of perjury.

The judge, recommended by Judge McKenna is **Designated Civil Judge for Birmingham Civil Justice Centre**. I would expect anyone with personal loyalty to Simon Brown, Charles Haddon-Cave, Lord Burnett or Baron Thomas to recuse themselves in these matters.

This document will be served on all defendants in the email in which it is sent to the court.

Copies of this document will be submitted to the Prime Minister, the Lord Chancellor, and members of the US Congress since the behaviour of Birmingham High Court officials to date has been completely corrupt and allowed Deutsche Bank to avoid exposure for money laundering by a period of eight months.

I, Mark Anthony Taylor, believe the facts in this application notice and document bundle are true.

Address correspondence to: Mark Anthony Taylor, Kalamata, Billington Lane, Derrington, Stafford, ST18 9LR

Email: mark.anthony.taylor@gmail.com

References:

1. Links to the New York lawsuit
 - a) <http://www.bloomberg.com/news/articles/2016-04-13/deutsche-bank-settles-silver-price-fixing-claims-lawyers-say>
 - b) <http://www.reuters.com/article/us-deutschebank-settlement-silver-idUSKCN0XA2RU>
 - c) London Silver Fixing Ltd Antitrust Litigation, U.S. District Court, Southern District of New York, No. 14-md-02573
2. Settlement letter settlement1.pdf attached to this application.
3. All defences are attached – no defendant distances itself from Deutsche Bank.
4. A document *Common Elements in the Reply to the Defendants* is attached which shows that no defendant admitted, denied or contested the amounts of bullion I

alleged were traded. The co-defendants to Deutsche Bank showed absolutely no interest in seeing receipts from Deutsche Bank even though they were claiming the quantities traded were inadequately particularized.

5. I do not have a copy of Deutsche Bank's strike-out application to the New York lawsuit, but in the case that it is deemed essential evidence I would ask that the judge force Deutsche Bank to disclose a copy for the court.
6. Deutsche Bank were issued with a Notice to Admit Facts. A copy is on the next page followed by a copy of their reply delivered by email.

Notice To Admit Facts

In the Court of Appeal no. A2/2015/2818

Claimant: Mark Anthony Taylor

Defendant: Deutsche Bank

I give notice that you are requested to admit the following facts or part of case in this claim:

1. Deutsche Bank are a defendant in US lawsuit London Silver Fixing Ltd Antritrust Litigation 14-MD-2573 under Judge Valerie E Caproni.
2. In that lawsuit Deutsche Bank were accused of manipulating the price of gold and silver.
3. Deutsche Bank have settled and paid money or promised to pay money to the claimants in that lawsuit..
4. Deutsche Bank have promised to expose its other collaborators in the cartel in that lawsuit.
5. If Deutsche Bank were manipulating the price of precious metals then its internal audit - as publicized by Reuters - had to be fake.
6. Anshu Jain and Emma Slatter and the board of Deutsche Bank have covered up a fake audit.
7. In the hearing under Simon Brown QC and in its defence documents Deutsche Bank pleaded that the audits were genuine.
8. No evidence that the audit was authentic was supplied to the court.
9. Deutsche Bank and Anshu Jain potentially misled Simon Brown QC, Lord Haddon-Cave and Lord Burnett and so falsely obtained a Civic Restraining Order against me and unjustly perverted the results of the two hearings and the application to get permission to appeal.
10. The cartel activity was a criminal conspiracy as outlawed by the Competition Act of 1998 and Enterprise Act of 2012.
11. Defendants and their counsel argued that the claim should be struck-out as a fanciful conspiracy theory when they were knowingly part of a conspiracy to commit fraud as stated in the allegations in the Particulars of Claim.
12. Deutsche Bank tried to get London Silver Fixing Ltd Antritrust Litigation 14-MD-2573 struck out on the basis it was a 'nuisance lawsuit'.
13. Settling one claim while having another struck out, while both make the same allegations constitutes duplicity and contempt of court.
14. Deutsche Bank traded precious metals with me through my current account with them and has a full set of receipts.
15. Defendants have tied up two years of life in litigation when they should have been honest and settled.
16. Counsel for the defence were in a position to know their own clients were committing frauds and perjury.
17. The other collaborators in the cartel include at least some of the co-defendants in A2/2015/2818.
 1. Defendant 3 is a collaborator in the cartel'
 2. Defendant 4 is a collaborator in the cartel'
 3. Defendant 5 is a collaborator in the cartel'
 4. Defendant 6 is a collaborator in the cartel'
 5. Defendant 7 is a collaborator in the cartel'
 6. Defendant 8 is a collaborator in the cartel'

18. The other collaborators in the cartel include all of the co-defendants in A2/2015/2818.
19. Deutsche Bank and Anshu Jain refused to issue witness statements to Judge Haddon-Cave's hearing to protect themselves from further accusations of perjury as the exposure of Deutsche Bank's cartel's manipulation of precious metal prices was inevitable.
20. The restraining order issued against me constitutes serious criminal libel, an abuse of process and is entirely absurd and unwarranted and should be revoked.

I confirm that any admission of facts or part of case will be used in this claim

Signed

Mark Anthony Taylor - 18 April 2016

From: County Court Litigation
<countycourt litigation@linklaters.com>
To: "'TheAbstraction .'" <mark.anthony.taylor@gmail.com>
Date: Thu, 21 Apr 2016 11:08:48 +0000

Dear Sir/Madam

We refer to Mr Taylor's emails to you on 16 April 2016 and 18 April 2016 below.

There are no extant proceedings. Proceedings 2015/2818 and related proceedings 2015/3933 were applications by Mr Taylor for permission to appeal orders made in proceedings below (number A07YQ334 in the County Court, transferred to the High Court with number B40BM021) including to strike out the proceedings. Permission to appeal the strike out was refused and Mr Taylor remains subject to an Extended Civil Restraint Order. In the circumstances, we intend not to engage with any further correspondence initiated by Mr Taylor in relation to the above proceedings.

Yours faithfully

Linklaters LLP, London

7. <http://www.ft.com/cms/s/0/3be2e2be-0e27-11e6-b41f-0beb7e589515.html>
 - a) Paragraphs from FT follow:
Deutsche Bank has "serious" and "systemic" failings in its controls against money laundering, terrorist financing and sanctions, according to confidential findings by the UK's financial watchdog, which had already put the lender in supervisory "special measures".
 - b) The Financial Conduct Authority conducted an in-depth review last year that found a catalogue of shortcomings at the bank, ranging from **missing documents** and a lack of transaction monitoring to inappropriate pressure put on staff to take on certain clients. The watchdog has now ordered a separate independent review, according to a recent letter sent by the FCA to Deutsche.
 - c) "Our overall conclusion was that DB UK had serious AML (anti-money laundering), terrorist financing and sanctions failings which were systemic in nature," said the FCA's letter, dated March 2. "Effective senior management engagement and leadership on financial crime had been lacking for a considerable period of time."
 - d) The FCA's findings are another blow to Germany's biggest lender, which has been beset by misconduct issues including the rigging of Libor and is subject to an investigation into \$10bn of suspicious Russian trades. Last week, the Frankfurt-based company was

caught up in a storm after one of its board members resigned following a clash over how to deal with past scandals.

8. Letter attached in which I petitioned the Lord Chief Justice to have Simon Brown dismissed.
9. This will be found in the court records, the emails to Simon Brown, in which I demanded to cross-examine Jain. Jain refused to attend court in advance of the hearing. A copy of the letter to Simon Brown is enclosed.
10. A copy of the Grounds for Appeal against Simon Brown is attached.
11. A copy of the Grounds for Appeal against Charles Haddon Cave is attached.
12. A copy of the ICO dialogue is attached which shows that the MoJ procrastinating and obstructing simple questions into its own integrity.
13. <http://www.independent.co.uk/news/uk/politics/george-osborne-intervened-in-hsbc-money-laundering-probe-report-says-a7132171.html>
 - a) Paragraphs from that report follow:
George Osborne intervened in HSBC money laundering probe, report says. The report says HSBC was not prosecuted over the allegations in the US because officials were concerned it would cause a global financial disaster
 - b) A US report has claimed the UK's Financial Services Authority "hampered" an official investigation into money laundering allegations against banking giant HSBC and that Chancellor George Osborne sought to influence the inquiry. HSBC was not prosecuted over the allegations in the US because officials were concerned it would cause a global financial disaster, according to the report. The bank was instead fined £1.2 billion by the US authorities in 2012 in a settlement.
 - c) The report, "Too big to jail: Inside the Obama Justice Department's decision not to hold Wall Street accountable", names Mr Osborne as having intervened in the US investigation by sending a letter in September 2012 to the chairman of the Federal Reserve.
 - d) It says: "Chancellor Osborne insinuated in his letter of September 10th that the US was unfairly targeting UK banks by seeking settlements that were significantly higher than 'comparable' settlements with US banks."
 - e) It claims: "Rather than lacking adequate evidence to prove HSBC's criminal conduct, internal Treasury documents show that DOJ leadership declined to pursue AFMLS's recommendation to prosecute HSBC because senior DOJ leaders were concerned that prosecuting the bank 'could result in a global financial disaster' - as the FSA repeatedly warned."
 - f) In the executive summary it said: "The involvement of the United Kingdom's Financial Services Authority in the US government's investigations and enforcement actions relating to HSBC, a British-domiciled institution, appears to have hampered the US government's investigations and influenced DOJ's decision not to prosecute HSBC."
 - g) A copy of https://financialservices.house.gov/uploadedfiles/07072016_oi_tbtj_sr.pdf is attached.
14. A copy of the CRO is attached. The discrepancies are blatant and undeniable.
15. Any of the set of FCA reports for FX and Libor manipulation should dispel any doubt.
16. It is a matter of public record the George Osborne was Lord Chancellor during the time of the hearings.
17. A copy of the Notice to Admit Facts submitted to HSBC follows, along with their response attached in **hsbc.reply.notice.pdf**.

Notice To Admit Facts

In the Court of Appeal no. A2/2015/2818

Claimant: Mark Anthony Taylor
Defendant: HSBC

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1. Deutsche Bank and HSBC are defendants in US lawsuit London Silver Fixing Ltd Antritrust Litigation 14-MD-2573 under Judge Valerie E Caproni.
2. In that lawsuit Deutsche Bank and HSBC were accused of manipulating the price of gold and silver.
3. Deutsche Bank have settled and paid money or promised to pay money to the claimants in that lawsuit.
4. Deutsche Bank have promised to expose its other collaborators in the cartel in that lawsuit.
5. HSBC were named by Deutsche Bank as being a collaborator in that cartel.
6. HSBC are collaborators in the cartel.
7. HSBC filed a Civic Restraining Order against me on 23 December 2014.
8. The CRO states that Simon Brown upon reading *The Points of Claim and bundles submitted for Summary Judgment in favour of the Delendants and /or strike out of the Claim has found that the above named person ('I the claimant') persistently issued claims or made applications whlch are totaly without merit.*
9. The judge claimed that the *The court has considered, of its own initiaive*, which is contrary to the timestamp and defendant's name on that document (the timestamp predating all materials delivered to the courts) and contrary to the defence materials which explicitly assert that my conduct was vexatious.
10. DB's defence is a clear petition to have me legally declared vexatious.
11. Simon Brown in the CRO states that HSBC's counsel was partially responsible for issuing the CRO.
12. HSBC's counsel was partially responsible for issuing the CRO.
13. HSBC's counsel had HSBC's board sign off the defence before submitting the defence to court.
14. HSBC were found to have laundered money to the Mexican drugs cartel, and this was public knowlege at the time on 23 December 2014 and onwards.
15. Accusations of Deutsche Bank's accountancy fraud with regard to OTC bullion receipts were submitted to the court in the *Common Elements in the Replies to the Defendants* document.
16. HSBC never demanded to see either my copies or DB's copies of the OTC receipts.
17. Had no bullion been traded no receipts would exist and HSBC would not be liable.
18. The effect of the pleading of HSBC and Deutsche Bank, asserting that I was vexatious, was to allow Anshu Jain, the applicant to the oral hearing, to refuse to attend court without reproach from Judge Simon Brown QC on the basis that my demand to cross-examine him was vexatious.
19. The non-attendance of Anshu Jain and his witness Emma Slatter meant that nobody was in court ot testify on the authenticity of Deutsche Banks gold manipulation audits, nor was anyone in court to testify that OTC receipts were existant.
20. The non-attendance of Anshu Jain and his witness Emma Slatter meant that if Deutsche Bank were laundering money via OTC Bullion, DB would escape discovery for such a crime in that hearing.
21. Reuters reported that BaFin has fined Deutsche Bank for money laundering.
22. The CRO is contrary to the facts, for the lawsuit was meritorious, because it correctly asserted that defendants had manipulated the price of precious metals as part of a cartel.
23. Defendants submitted false and malicious pleadings in court to effect the CRO.
24. The CRO constitutes a serious libel against me – the claimant.
25. Deutsche Bank's bare denial is contrary to its settlement stated in point 1.

26. HSBC's piggyback defence on DB's bare denial is contrary to the facts and is explained by the fact that both are part of a cartel.
27. Defendants never issued a defence as independent competitors, but as a cartel with a unified cartel defence.
28. Judge Simon Brown QC's acceptance of eight supposedly independent competitors sharing a common defence in which the first defendant, upon which the entire litigation is defended, submits no evidence, issues a bare denial and refuses to attend court - cannot be explained by mere negligence, but requires active corruption of the judge.
29. HSBC corrupted all judges involved to pervert the course of justice.
30. HSBC liaised with George Osborne to have US DoJ prosecutions against HSBC quashed.
31. HSBC liaised with George Osborne to have this UK litigation against HSBC quashed.

I confirm that any admission of facts or part of case will be used in this claim

Signed

Mark Anthony Taylor - 21 July 2016

18. A copy of the **Particulars of Claim** is attached. Also is attached is the proof of the fake audit, which Simon Brown in his verdict said was missing from the appeal bundle.
19. Validation of the assertion requires a transcript of the hearing – which I had requested to be commissioned at public expense without success.