

Your Reference A07YQ334

Our Reference J144/4/JTS/SEB2

Mark Anthony Taylor  
Kalamata  
Billington Lane  
Derrington  
Stafford  
ST18 9LR

Wragge Lawrence Graham & Co LLP  
3 Waterhouse Square  
142 Holborn  
London  
EC1N 2SW

DX 155790 BLOOMSBURY 8

**By First Class Post and Email**

25 February 2015

Dear Sir

**Mark Anthony Taylor v JPMorgan Chase Bank N.A. & Others - Claim No. A07YQ334**

We enclose a copy of an Application Notice, supporting Witness Statement and Draft Order which have been filed at Court on behalf of the Sixth Defendant.

Yours faithfully

A handwritten signature in black ink that reads "Wragge Lawrence Graham & Co LLP". The signature is written in a cursive, slightly slanted style.

**Wragge Lawrence Graham & Co LLP**

# Application notice

For help in completing this form please read the notes for guidance form N244Notes.

In the Stafford County Court	
Claim no.	A07YQ334
Fee Account no.	
Warrant no. (if applicable)	
Claimant's name (including ref.)	Mark Anthony Taylor
Defendant's name (including ref.)	JPMorgan Chase Bank N.A. and Others
Date	24 February 2015

1. What is your name or, if you are a legal representative, the name of your firm?

Wragge Lawrence Graham & Co. LLP

2. Are you a  Claimant  Defendant  Legal Representative  
 Other (please specify) \_\_\_\_\_

If you are a legal representative whom do you represent?

JPMorgan Chase Bank N.A.

3. What order are you asking the court to make and why?

The Sixth Defendant seeks an Order that the Claim be struck out (pursuant to CPR r 3.4(2)(a) and/or (b) and/or (c)) and/or summary judgment be granted in favour of the Sixth Defendant (pursuant to CPR Part 24) on the basis detailed in the attached First Witness Statement of Rebecca Katherine Smith.

4. Have you attached a draft of the order you are applying for?  Yes  No

5. How do you want to have this application dealt with?  
 at a hearing  without a hearing  
 at a telephone hearing

6. How long do you think the hearing will last?  Hours  Minutes

Is this time estimate agreed by all parties?  Yes  No

7. Give details of any fixed trial date or period

N/A

8. What level of Judge does your hearing need?

Circuit Judge

9. Who should be served with this application?

The Claimant

9a. Please give the service address, (other than details of the claimant or defendant) of any party named in question 9.

10. What information will you be relying on, in support of your application?

- the attached witness statement
- the statement of case
- the evidence set out in the box below

If necessary, please continue on a separate sheet.

**Statement of Truth**

The applicant believes that the facts stated in this section (and any continuation sheets) are true.

Signed \_\_\_\_\_ Dated \_\_\_\_\_

Full name \_\_\_\_\_

Name of applicant's legal representative's firm \_\_\_\_\_

Position or office held \_\_\_\_\_  
(if signing on behalf of firm or company)

11. Signature and address details

Signed  Dated 24/02/2015  
Applicant's legal representative's

Position or office held Partner  
(if signing on behalf of firm or company)

Applicant's address to which documents about this application should be sent

Wragge Lawrence Graham & Co LLP  
3 Waterhouse Square  
142 Holborn  
London  
  
Postcode EC1N 2SW

If applicable	
Phone no.	08709031000 / 020 3636 7967
Fax no.	08709041099
DX no.	DX 155790 BLOOMSBURY 8
Ref no.	J144/4/JTS/SEB2

E-mail address sadie.buls@wragge-law.com

Sixth Defendant  
Rebecca Katherine Smith  
First Witness Statement  
Date: 24 February 2015

Claim No. A07YQ334

IN THE COUNTY COURT AT STAFFORD

BETWEEN:

MARK ANTHONY TAYLOR

Claimant

-and-

- (1) ANSHU JAIN (CO-CEO OF DEUTSCHE BANK)
- (2) DEUTSCHE BANK AG
- (3) HSBC PLC
- (4) BARCLAYS BANK PLC
- (5) UBS AG
- (6) JPMORGAN CHASE BANK N.A.
- (7) CITIGROUP
- (8) ROYAL BANK OF SCOTLAND GROUP PLC

Defendants

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FIRST WITNESS STATEMENT OF  
REBECCA KATHERINE SMITH

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I, Rebecca Katherine Smith, of 25 Bank Street, Canary Wharf, London E14 5JP, WILL SAY AS FOLLOWS:-

1. I am an Executive Director & Assistant General Counsel at the Sixth Defendant ('JPMC') and have conduct of this matter on behalf of JPMC. I am authorised by JPMC to make this statement on its behalf.
2. I make this statement in support of JPMC's application to strike out the claim brought against it under CPR 3.4(2)(a) and/or CPR 3.4(2)(b) and/or CPR 3.4(2)(c), and/or for summary judgment to be granted in its favour pursuant to CPR 24.2.

3. The facts and matters to which I refer are based on the information provided to me by JPMC and my own knowledge, except where expressly stated otherwise. I confirm that they are true to the best of my knowledge, information and belief.
4. I am aware that the First and Second Defendants ('Mr Jain' and 'Deutsche Bank' respectively) are also making a similar application, and that the other Defendants intend to issue equivalent applications.
5. I have reviewed the witness statement of Emma Slatter ('Ms Slatter') prepared in support of the application made by Mr Jain and Deutsche Bank. I agree with the description of the claim brought by the Claimant ('Mr Taylor') and the criticisms of the claim made in Ms Slatter's witness statement. In order to minimise the burden on the Court and to limit costs, except where Ms Slatter's statement addresses matters pertinent only to Deutsche Bank and Mr Jain (which are outside my knowledge) I adopt the evidence given by Ms Slatter and invite the Court to strike out the claim against JPMC and/or grant summary judgment for the reasons set out in Ms Slatter's statement. For the sake of brevity, I will not repeat the evidence which also applies to JPMC in this statement.

**Position of JPMorgan Chase Bank N.A. in these Proceedings**

6. As far as I am aware, JPMC has no connection whatsoever with Mr Taylor. JPMC's records indicate that Mr Taylor has never held an account with or traded with JPMC. JPMC's involvement with these proceedings is therefore only on the basis that it is allegedly a co-conspirator in a conspiracy including all of the Defendant banks, as well as regulators and central banks, to manipulate the market for precious metals in order to prop up currencies which have no real value.
7. For the reasons set out in Ms Slatter's statement and which will be developed further by JPMC in submissions, I believe that Mr Taylor has no real prospect of successfully establishing that any such conspiracy has ever existed.
8. Mr Taylor's claim is principally concerned with allegations against Deutsche Bank and its officers. JPMC is named only in four passages of the Particulars of Claim: once in relation to manipulation of LIBOR and EURIBOR, once in relation to manipulation of foreign exchange transactions, once in relation to its trading on Comex (a commodities exchange) through J.P.Morgan Securities LLC (referred to by the Claimant as JP Morgan

Chase LLC), an affiliated entity to JPMC, and once in relation to his suggested apportionment of liability.

9. As far as I am able to understand Mr Taylor's claim against JPMC, he appears to assume that because J.P.Morgan Securities LLC is involved in trading precious metals on Comex, JPMC is part of a world-wide conspiracy to suppress the true value of precious metals. For the reasons which are set out in Ms Slatter's evidence and which will be developed further in submissions, I do not believe that Mr Taylor has any prospect of successfully establishing the existence of any such conspiracy and accordingly that he has no prospect of successfully establishing any cause of action against JPMC.

**Claim should be struck out as an abuse of process and/or because Mr Taylor has failed to plead his case properly**

10. Whilst I have not replicated the calculations of precious metal historic valuations within Ms Slatter's statement, I have reviewed fluctuations in the gold, silver and platinum markets over the last decade. I am aware from this review that, based on his asserted purchases, the sums claimed by Mr Taylor have no identifiable connection with the amount of his trading losses. Mr Taylor's trading losses would be very substantially less than the amount now claimed. For the reasons set out in paragraphs 19 to 22 of Ms Slatter's statement, I believe that the alleged losses set out in Mr Taylor's claim, even if they had been sustained, are not recoverable, and certainly are not recoverable from JPMC. There is no proper basis for holding JPMC liable to pay the sums claimed by Mr Taylor.
11. Additionally, I am also aware of Mr Taylor's website and campaign video referred to by Ms Slatter at paragraph 7.2 of her statement. In my view it is clear that Mr Taylor is attempting to use the civil litigation process in order to achieve personal and political aims rather than to obtain compensation for losses he has sustained, and I would therefore invite the Court to strike out the claim as an abuse of process.

**Conclusion**

12. For all of the above reasons, which will be developed in submissions at the hearing, there are no reasonable grounds for bringing the claims and/or the claims have no real prospect of success. Furthermore, there is no good reason for the matter to proceed to trial.

13. In addition, given Mr Taylor's motivation for bringing the claim and its wholly unsubstantiated and unparticularised nature, the claim is an abuse of process.

14. The Court is therefore respectfully invited to strike out the claim and/or to grant summary judgment in the Sixth Defendant's favour.

15. JPMC also seeks its costs of the application, to be summarily assessed.

**Date:** 24 February 2015

**Statement of Truth**

I believe that the facts stated in this Witness Statement are true.

**Signed:** 

**Date** 24 February 2015

**IN THE COUNTY COURT AT STAFFORD**

**BETWEEN:**

**MARK ANTHONY TAYLOR**

**Claimant**

**-and-**

- (1) ANSHU JAIN (CO-CEO OF DEUTSCHE BANK)**
- (2) DEUTSCHE BANK AG**
- (3) HSBC PLC**
- (4) BARCLAYS BANK PLC**
- (5) UBS AG**
- (6) JPMORGAN CHASE BANK N.A**
- (7) CITIGROUP**
- (8) ROYAL BANK OF SCOTLAND GROUP PLC**

**Defendants**

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**Draft/ ORDER**

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**UPON** the application of the Sixth Defendant dated 24 February 2015

**AND UPON** hearing counsel for the Sixth Defendant and the Claimant in person

**IT IS ORDERED THAT:**

- 1. The Claim be struck out pursuant to CPR 3.4(2)(a) [and/or] CPR 3.4(2)(b) [and/or] CPR 3.4(2)(c) [and/or];**
- 2. Summary judgment is granted for the Sixth Defendant.**
- 3. The Claimant is to pay the Sixth Defendant's costs of the proceedings, summarily assessed in the sum of [.....]**

Date: .....