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Appellant's notice
(All appeals except small claims track appeals)

For Court use only	
Appeal Court Ref. No.	
Date filed	

Notes for guidance are available which will help you complete this form. Please read them carefully before you complete each section.

SEAL

Section 1 Details of the claim or case you are appealing against

Claim or Case no. B40BM021

Fee Account no.

Name(s) of the ☑ Claimant(s) ☐ Applicant(s) ☐ Petitioner(s)

Mark Anthony Taylor

Name(s) of the ☑ Defendant(s) ☐ Respondent(s)

Deutsche Bank AG

Details of the party appealing ('The Appellant')

Name

Mark Anthony Taylor

Address (including postcode)

Kalamata
Billington Lane
Derrington
Stafford
ST189LR

Tel No.	01785 248865
Fax	
E-mail	mark.anthony.taylor@gmail.com

Details of the Respondent to the appeal

Name

Deutsche Bank AG

Address (including postcode)

Deutsche Bank AG
1 Great Winchester Street,
EC2N 2DB
LONDON

Tel No.	020 7545 8000
Fax	
E-mail	anshu.jain@db.com

Details of additional parties (if any) are attached ☑ Yes ☐ No

Section 2 Details of the appeal

From which court is the appeal being brought?

☐ The County Court at

☐ The Family Court at

☑ High Court

- ☑ Queen's Bench Division
- ☐ Chancery Division
- ☐ Family Division

☐ Other (please specify)

What is the name of the Judge whose decision you want to appeal?

Simon Brown QC

What is the status of the Judge whose decision you want to appeal?

☐ District Judge or Deputy ☐ Circuit Judge or Recorder ☐ Tribunal Judge

☐ Master or Deputy ☑ High Court Judge or Deputy ☐ Justice(s) of the Peace

What is the date of the decision you wish to appeal against?

16 July 2015

To which track, if any, was the claim or case allocated?

☐ Fast track

☐ Multi-track

☐ Not allocated to a track

Nature of the decision you wish to appeal

☐ Case management decision ☐ Grant or refusal of interim relief

☑ Final decision ☐ A previous appeal decision

Section 3 Legal representation

Are you legally represented? ☐ Yes ☑ No

If 'Yes', please give details of your solicitor below

Name of the firm of solicitors representing you

The address (including postcode) of the firm of solicitors representing you

Tel No.	
Fax	
E-mail	
DX	
Ref.	

Are you, the Appellant, in receipt of a Legal Aid Certificate or a Community Legal Service Fund (CLSF) certificate? ☐ Yes ☑ No

Is the respondent legally represented? ☑ Yes ☐ No

If 'Yes', please give details of the respondent's solicitor below

Name and address (including postcode) of the firm of solicitors representing the respondent

Linklaters LLP
One Silk Street
London
EC2Y 8HQ

Tel No.	020 7456 2000
Fax	020 7456 2222
E-mail	countycourtlitigation@linklaters.com
DX	10CDE
Ref.	L-217220

Section 4 Permission to appeal

Do you need permission to appeal? ☑ Yes ☐ No

Has permission to appeal been granted?

☐ **Yes** (Complete Box A) ☑ **No** (Complete Box B)

Box A

Date of order granting permission

Name of Judge granting permission

Box B

I Mark Anthony Taylor

the Appellant('s solicitor) seek permission to appeal.

If permission to appeal has been granted **in part** by the lower court, do you seek permission to appeal in respect of the grounds refused by the lower court? ☐ Yes ☐ No

Section 5 Other information required for the appeal

Please set out the order (or part of the order) you wish to appeal against

The verdict.
The costs awarded against me.
The Civic Restraint Order against me.

Have you lodged this notice with the court in time?
(There are different types of appeal -
see Guidance Notes N161A)

☑ Yes ☐ No

If **'No'** you must complete
Part B of Section 9

Section 6 Grounds of appeal

Please state, in numbered paragraphs, **on a separate sheet** attached to this notice and entitled 'Grounds of Appeal' (also in the top right hand corner add your claim or case number and full name), why you are saying that the Judge who made the order you are appealing was wrong.

☑ I confirm that the grounds of appeal are attached to this notice.

Section 7 Arguments in support of grounds for appeal

☑ I confirm that the arguments (known as a 'Skeleton Argument') in support of the 'Grounds of Appeal' are set out **on a separate sheet** and attached to this notice.

OR (in the case of appeals other than to the Court of Appeal)

☐ I confirm that the arguments (known as a 'Skeleton Argument') in support of the 'Grounds of Appeal will follow within 14 days of filing this Appellant's Notice

Section 8 What are you asking the Appeal Court to do?

I am asking the appeal court to:-
(please tick the appropriate box)

- [x] set aside the order which I am appealing
- [ ] vary the order which I am appealing and substitute the following order. Set out in the following space the order you are asking for:-

- [ ] order a new trial

Section 9 Other applications

Complete this section **only** if you are making any additional applications.

Part A

- [ ] I apply for a stay of execution. (You must set out in Section 10 your reasons for seeking a stay of execution and evidence in support of your application.)

Part B

- [ ] I apply for an extension of time for filing my appeal notice. (You must set out in Section 10 the reasons for the delay and what steps you have taken since the decision you are appealing.)

Part C

- [ ] I apply for an order that:

(You must set out in Section 10 your reasons and your evidence in support of your application.)

Section 10 Evidence in support

In support of my application(s) in Section 9, I wish to rely upon the following reasons and evidence:

The basic allegation of the claim was that Deutsche Bank AG had manipulated precious metal prices and the proof lay in a press release of a precious metal trading audit by that bank that did not stand up to scrutiny. The bank's staff could not plausibly explain contradictions between the press release and correspondence sent to me. After several failed lawsuits to try to obtain a satisfactory explanation, eventually my persistence yielded a High Court hearing in which I wanted to force disclosure to validate the authenticity of the audit.
Now though it *may* be that I have no lawful claim against precious metal price manipulation by that bank (which I contest), it should be obvious that it is in the public interest to know whether Deutsche Bank AG, ran a fake or an authentic audit. Fake audits implies market manipulation.
Simon Brown QC, in his summary, did the job of the defendants, and accused me of leaving out critical documents. I do not believe this allegation emerged from the defendants. It was adduced by the judge in the summary, and so not subject to objection/cross-examination. Those documents were emailed to the court and also recorded by the SFO and the FCA, and are freely avaliable on my website. They were also submitted in a previous lawsuit against Juergen Fitshen, former disgraced CEO of Deutsche Bank - and there were no denials in the defence of their authenticity. I did not notice they were missing from the evidence bundle, which was assembled by the defence, since I am a LiP. There was no denials in the hearing of their authenticity. Copies are supplied in an appendix. The judge appears to have liaised with the defence team to have key materials omitted that would otherwise implicated the first and second defendant in a serious fraud. The judge also refused me to force the defendants to disclose a very incriminating BaFin report undermining the credibility of the first witness, Anshu Jain and they refused to put it in the evidence bundle.

No member of staff of Deutsche Bank AG has ever denied that the audit was fake, nor denied that the correspondence I supplied was authentic. Emma Slatter, in her role at Deutsche Bank, had the power to easily establish the substance of that audit, and made no effort to provide any substance at all to show the audit was genuine. Her arguments against the contradictions constituted a bare denial evasion. I did not need her to prove the audit's findings existed, merely that it was more than a press release, that it had some substance.

In violation of Article 6 of the Human Rights Act I was denied my right to cross-examine Anshu Jain & his witness Emma Slatter, who provided a witness statement on behalf of Jain. Had I been able to cross-examine either I could have forced them to make a material pleading on whether that audit was fake or real. The judge in denying me the right to cross-examine protected Deutsche Bank from future precious metal price manipulation liabilities. His conduct causes me to think he is guilty of an egregious act of misconduct and he must explain why Deutsche Bank and its CEO was allowed to provide no substance against the key allegation.

Most, if not all, the damning correspondence is part of the court records, and filed with the SFO and the FCA. Should the appeal court wish to take an interest in what is quite obviously a public interest case, I would beg it to reverse the decision. The claim had at least one good merit - it exposed a gross fraud.

Statement of Truth – This must be completed in support of the evidence in Section 10

I believe (The appellant believes) that the facts stated in this section are true.

Full name: Mark Anthony Taylor

Name of appellant's solicitor's firm:

signed: Appellant ('s solicitor)

position or office held: (if signing on behalf of firm or company)

Section 11 Supporting documents

To support your appeal you should file with this notice all relevant documents listed below. To show which documents you are filing, please tick the appropriate boxes.

If you do not have a document that you intend to use to support your appeal complete the box over the page.

In the county court or High Court:

- ☐ three copies of the appellant's notice for the appeal court and three copies of the grounds of appeal;
- ☐ one additional copy of the appellant's notice and grounds of appeal for each of the respondents;
- ☐ one copy of the sealed (stamped by the court) order being appealed;
- ☐ a copy of any order giving or refusing permission to appeal; together with a copy of the judge's reasons for allowing or refusing permission to appeal; and
- ☐ a copy of the legal aid or CLSF certificate (if legally represented).

In the Court of Appeal:

- ☑ three copies of the appellant's notice and three copies of the grounds of appeal;
- ☑ one additional copy of the appellant's notice and one copy of the grounds of appeal for each of the respondent;
- ☑ one copy of the grounds of appeal on a separate sheet attached to each of the appellant's notices filed;
- ☑ one copy of the sealed (stamped by the court) order or tribunal determination being appealed;
- ☑ a copy of any order giving or refusing permission to appeal together with a copy of the judge's reasons for allowing or refusing permission to appeal;
- ☑ one copy of any witness statement or affidavit in support of any application included in the appellant's notice;
- ☐ where the decision of the lower court was itself made on appeal, a copy of the first order, the reasons given by the judge who made it and the appellant's notice of appeal against that order;
- ☐ in a claim for judicial review or a statutory appeal a copy of the original decision which was the subject of the application to the lower court;
- ☐ a copy of the order allocating the case to a track (if any)
- ☑ one copy of the skeleton arguments in support of the appeal or application for permission to appeal;
- ☐ a copy of the approved transcript of judgment; and
- ☐ a copy of the legal aid or CLSF certificate (if legally represented)

Reasons why you have not supplied a document and date when you expect it to be available:-

Title of document and reason not supplied	Date when it will be supplied
I do not have an approved transcript of the judgement, as I cannot afford to have one made.	

Section 12 The notice of appeal must be signed here

Signed _____ Appellant(’s Solicitor)

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