



Graeme Halkerston

Call: 1994

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Clerks' Details

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Qualifications and Appointments

- Cayman Islands, full admission (2007-2012), limited admissions (2014 to date)
- British Virgin Islands, admission to BVI bar (2015 to date)
- MA (Jurisprudence), Oxford University; Martin Wronker Prize Winner (Tort); President Oxford Union
- LLM, University of Pennsylvania, Thouron Scholar
- Awarded Queen Mother's Scholarship by Middle Temple and Bar Council Stage Scholarship (DG Internal Market)

"A great tactician, and someone who you would rather have in your tent than in the other side's."

The Legal 500 2022

Practice Overview

Graeme practices across a wide range of chancery commercial work and is consistently recommended in the leading directories for Chancery Commercial, Professional Liability, Offshore and Company Law. He is noted for ability to work with clients and as part of a litigation team with instructing solicitors, calling on his experience as a former partner in a leading offshore law firm.

This is what the directories recently have said about how he works:

- *"He is very impressive on his feet and good at reading the court and pushing difficult points as far as they can go."* Chambers & Partners
- *"Very user-friendly, detail-oriented and knows Cayman procedure very well indeed."* Chambers & Partners
- *"He knows his stuff as a technical lawyer extremely well."* Chambers & Partners
- *"Noted for his intellect and responsiveness."* The Legal 500
- *"Has an amazing capacity for detail and his advice is always spot-on, both legally and commercially. In court he is both authoritative and appealing."* Chambers & Partners
- *"He does a fantastic job. Very organised and completely driven; I don't know when the guy sleeps"* Chambers & Partners
- *"He is the complete package as he's very imaginative and highly focused"* Chambers & Partners
- *"He is a very good and tenacious advocate"* Chambers & Partners
- *"A great operator and team player, who is extremely knowledgeable"* The Legal 500
- *"He gives realistic advice, manages expectations and is very approachable"* Chambers & Partners
- *"He has a real passion for the job that comes through, and he is a brilliant strategist"* Chambers & Partners
- *"An outstandingly good litigation lawyer"* The Legal 500
- *"His brilliantly quick mind cuts through the noise to get to the heart of the issues quickly"* Chambers & Partners



Publications

- "Freeze, Seize and Squeeze – Global Asset-Tracing Case Study" (2017), Speaker ACFE UK Annual conference.
- "How to Find Money and Make Sure It Stays Put", (2017) Speaker, offshore asset tracing panel, American Bankruptcy Institute, Caribbean Insolvency Symposium, Cayman Islands
- "Worldwide Freezing Orders in aid of foreign proceedings after *Meridian v Batista*" (2017), Speaker, Wilberforce Cayman Conference
- "Enforcement of foreign non-money judgments at common law in offshore jurisdictions: back to basics" (2015), *Trusts and Trustees* 21(9), 969-980
- "Onshore derivative litigation and offshore companies: ARC Capital; a temporary blip?", (2015) *International Corporate Rescue*, 12(1), 48-53
- "Fairfield Sentry: beware – certificates left, right and centre" (2014), *Corporate Rescue and Insolvency*, 7(4), 131-134.
- "English disclosure processes and foreign blocking statutes" (2014) *Trusts & Trustees* 20 (9): 943-957
- "Offshore confidentiality statutes and onshore litigation" (2014) STEP Cayman
- "Breach of Warranty of Authority: A Living Fossil" (2012) Wilberforce Professional Liability Seminar
- "*Rubin v Eurofinance*" (2012) Wilberforce News Alert
- "Fairfield Sentry and hedge fund clawback claims: the beginning of the end or the end of the beginning?" (2012) *Corporate Rescue and Insolvency*
- Speaker, Florida State Bar International and Arbitration Conference, Miami, "Hot Topics In International Litigation" (2012)
- Speaker, American Bankruptcy Institute, International Insolvency Symposium, Dublin, "Developments In Offshore Jurisdictions" (2011)

Commercial

Graeme's recent directory entries include:

- *"Always a favourite for complex, high-value litigation. Professional clients like his brisk punchy style. He's a street fighter."* Chambers & Partners
- *"A very strong advocate who is hard-working, user-friendly, knowledgeable and insightful."* Chambers & Partners
- *"A fantastically able commercial chancery junior."* Chambers & Partners
- *"Lauded as a dynamic and seasoned advocate and sources were unanimous in praising his commercial litigation practice."* Chambers & Partners
- *"He maintains a diverse and dynamic commercial litigation practice, and has strengths in banking and financial disputes and cross-border fraud."* Chambers & Partners
- *"He is a fighter, who seems to be at the cutting edge of developments like worldwide freezing injunctions."* Chambers & Partners
- *"He is invaluable in complex cases."* The Legal 500
- *"Particularly commend for his expertise in finance-related professional negligence matters."* The Legal 500

Representative work includes:

- Representing bond investors in the OGX Brazilian oil conglomerate which collapsed with \$60bn losses in fraud claims against former management, including co-ordinating worldwide freezing orders and disclosure orders in several jurisdictions.
- Acting for administrators of Lehman Brothers on post-collapse claims against counter parties including claims in England and the Cayman Islands.



Commercial continued

- Advising a funded party in a claim against a litigation funder following the withdrawal of funding for litigation against a bank that withdrew seed funding.
- Obtaining stay of proceedings in favour of AAA arbitration in New York, acting as advocate at first instance and on appeal.
- Representing England-based director in a collapsed property investment company involved in investor litigation in the United States, BVI and England.
- Engaged by FRC in investigations and proceedings following the sale of the Autonomy business to HP and the subsequent \$8bn loss realised on the transaction.
- Acting in litigation concerning life settlement fund litigation, including: advising liquidators of a failed life settlement fund and advising investor groups in a life settlement fund that suffered significant capital losses as a result of asset revaluation.
- Acting as expert on issues of offshore law in the English High Court and US jurisdictions as to the duties of fund directors in claims brought by creditors and/or investors.
- Representing Russian high net worth individual on effect of freezing orders, disclosure orders, third party orders and parallel relief in offshore jurisdictions following claims in High Court for damages in excess \$200m arising out of a corporate finance transaction.