



## Alan Gourgey QC

Call: 1984

QC: 2003

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### Clerks' Details

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*“A brilliant leader, excellent on the law, whose advocacy is superb. He is very good to work with and he makes himself available.”*

Chambers & Partners, 2022

## Practice Overview

Alan is a prominent and very experienced commercial silk, who was listed as one of The Lawyer's Hot 100 in 2020, which recognises 100 "lawyers of the moment who are shaping the legal profession right now" across the Bar, private practice and in-house. Furthermore, he was shortlisted for Commercial Litigation Silk of the Year Award at The Legal 500 UK Awards 2019. He is recommended by the legal directories as **"a real star"** for civil fraud as well as commercial dispute resolution, commercial chancery, insolvency and IT litigation. Regarded as **"a brilliant all-rounder"** who is truly **"outstanding"** and a **"go to for high value briefs"**, his areas of practice also cover arbitration, banking litigation and company law.

In addition to appearing/advising the English Courts, Alan also has considerable international experience in commercial disputes particularly in relation to international arbitration.

Clients note **"his intellectual agility and strong advocacy skills"** as well as the fact that **"he is very user-friendly and supportive"**, **"a real team player"**. They also value the fact that he is **"a very impressive cross-examiner who is completely on the ball and has all the facts at his fingertips"**. He is regarded as **"a really great advocate who is absolutely outstanding in court"**.

The legal directories note that he is a highly respected commercial counsel who is most adept at handling civil fraud matters and has further expertise in IT, company law and insolvency.

The 2021 edition of Chambers & Partners describes Alan as **"Just brilliant – on top of the detail and very precise."** **"He's very easy to work with and is a very good advocate. He achieves successful result after successful result."** **"A fantastic advocate who is very impressive in court."** **"He is phenomenal both on paper and on his feet. He's also very creative and works very hard."** **"A genius who is exceptionally good on complex fraud cases."** **"Terrific and easy to get on with."** and **"He is very popular and has a busy practice."**.

The Legal 500 2021 edition describes Alan as **"One of the best silks around – he is exceptional in both his written and oral presentation of cases, his legal analysis is excellent and he is tactically astute."** **"an excellent silk who is very strategic and can turn weak positions into good ones – he is a great team player and very good to work with."** **"Alan is a good QC who is serious and knows his files well. Moreover, he is a real team maker which is rare among the QCs. Very rigorous in his approach to the legal analysis and evidence. He is tactical and very clever."**



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## Civil Fraud

Civil fraud is one of Alan's main areas of practice and one in which he has been recommended by the legal directories for many years. "**Outstandingly good on his feet**" as well as "**very commercial**"; Alan's experience covers deceit and bribery, misappropriation and claims for breach of duty across a wide variety of subject areas from joint venture disputes to private equity litigation. He is also known for his skill in international asset tracing, where his excellent advocacy skills make him ideal for dealing with freezing injunctions and search orders.

### His recent work includes:

- *JSC Bank of Moscow v Kekhman* [2018] EWHC 791 (Comm); acting for bank in successful claims for over \$150m in respect of deceit and unlawful dissipation of assets. Claims brought under article 1064 of Russian Civil Code.
- *IPCO (Nigeria) Limited v Nigerian National Petroleum Corporation*: acting for claimant seeking to resist an arbitration award for US\$152m plus interest being set aside on the grounds that it was allegedly procured by fraud. Action settled at trial early 2018.
- *Gerald Metals SA v Timis* [2017] EWHC 1375 (Comm); acting for claimant in securing and subsequently resisting the discharge of a freezing order in support of unlawful means conspiracy claim for circa \$75m.
- *Interactive Technology Corporation v Ferster* [2016] EWHC 2896 (Ch); claim for breaches of fiduciary duty, misappropriation of assets and other wrong doing in respect of operation of an online gaming business. Together with an unfair prejudice position.
- An ICC arbitration involving fraud claims against a major bank arising out of the Madoff fraud.
- *VTB v Nutritek*: acting for VTB in claims for unlawful means conspiracy and deceit raised issues of applicable law under PILA.