



IN THE HIGH COURT OF JUSTICE

BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES

BL-2018-001572

BUSINESS LIST (ChD)

Before: Mr Justice Edwin Johnson

Date: 4 January 2023

BETWEEN: -

- (1) DAVID BACCI**
- (2) MICHAEL BOYLE**
- (3) PAUL MUNDY**
- (4) MAREK ZWIEFKA-SIBLEY**

**(by way of an assignment dated 27 March 2020
by the Joint Administrators of FundingSecure Ltd)**

Claimants

- and -

MR MATTHEW GREEN

Defendant

- and -

**THE TRUSTEES OF THE RICHARD GREEN (FINE PAINTINGS) EXECUTIVE PENSION
SCHEME**

Interested Party

CONSENT ORDER



UPON the following orders having been made in respect of the Defendant's assets until further order of the court: the Order of Mr Justice Barling dated 24 July 2018, the Order of Julia Dias QC (sitting as a Deputy High Court Judge) dated 29 January 2019, the Order of Mr Justice Mann dated 4 March 2019, the Order of Mr Justice Fancourt dated 2 October 2019 and the Order of Andrew Hochhauser KC (sitting as a Deputy High Court Judge) dated 7 March 2022 (the "**Freezing Injunction**")

AND UPON the Claimants having the benefit of all rights, title and interest in the proceedings and underlying claims pursuant to an assignment of the same by FundingSecure Ltd and its Joint Administrators to the Claimants by way of an assignment dated 27 March 2020

AND UPON the parties having entered into a Deed of Settlement and Release dated 1 December 2022 (the "**Deed of Settlement**")

AND UPON the parties having agreed the terms of this order, and otherwise and so far as necessary by the court's own motion

BY CONSENT IT IS ORDERED THAT:

1. The Freezing Injunction be discharged, and the undertakings given by the Applicant in Schedule B in the Orders dated 24 July 2018 and 2 October 2019 be released, with effect from 10am on 9 February 2023.
2. The Claimants shall use their best endeavours to give notice of this order to any person to whom FundingSecure Ltd or they gave notice of the Freezing Injunction.
3. No order as to costs.
4. The Claimants shall serve a copy of this order on the Defendant and Interested Party.

Service of the order

The court has provided a sealed copy of this order to the serving party: Candey Limited, the legal representative for the Claimants, of 8 Stone Buildings, Lincoln's Inn, London, EC2A 3TA (Ref: ADC/SGA/ZWI1.1)