

## **EMILY RIVETT**

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*Emily is a 4-year PQE Associate working in the Corporate and Commercial Disputes team at Stephenson Harwood LLP, currently on secondment to the Business and Property Courts (Commercial Division) as a Judicial Assistant to Mr Justice Butcher. Emily previously completed her training contract at Eversheds Sutherland (International) LLP, before qualifying into the London office's Financial Disputes and Investigations team in 2017.*

### **EMPLOYMENT HISTORY**

#### **1. April 2022 – present**

##### **Secondment – Judicial Assistant Scheme (Business and Property Courts)**

*[Seconded from Stephenson Harwood for 3 months, following a competitive written application process and by interview with a High Court Judge]*

- Assisting Mr Justice Butcher across the Easter and Trinity terms:
  - Attending (i) multiple cases on COVID business-interruption insurance, (ii) a two-week case on breach of contract and force majeure and (iii) multiple interlocutory applications and half day CMCs.
  - Completing legal research on concepts underlying ongoing litigation, including: (i) payment of interest, (ii) frustration and force majeure, and (iii) international lockdown measures imposed in response to the Covid-19 pandemic.
  - Assisting in drafting judgments by producing short summaries of written evidence, and oral discussion with the Judge on the key concepts presented during factual and expert witness evidence.

#### **2. March 2019 – present**

##### **Associate – Stephenson Harwood LLP (promoted in 2021)**

*Aggreko International Projects Limited v (1) SMBC (2) United Bank (Yemen) Ltd (3) Al Sadi Trading Group (unreported):*

- Representing Aggreko in its successful application for a without-notice prohibitory injunction, restraining payment under a performance bond (backed by a multi-jurisdictional guarantee structure across Yemen and London). The injunction was maintained at the contested return date.
- My responsibilities included leading discussions with Senior and Junior Counsel on case strategy, drafting witness statements, locating and analysing meta-data of documents demonstrating fraudulent conduct of the third defendant, and drafting several key pieces of inter-partes correspondence later relied upon by Counsel in submissions.

*E-money provider dispute:*

- Representing an international provider of prepaid Mastercards in a dispute with an e-money provider. Our client's claim was threefold: a debt claim for monies withheld by the e-money provider, a proprietary claim for monies belonging to prepaid Mastercard customers frozen by the e-money provider, and a claim for return of various balances being held by the e-money provider.
- As the lead/sole Associate my responsibilities include liaising with and taking instructions from our overseas clients, drafting client-facing advice notes and pre-

action correspondence, and working with Junior Counsel in drafting the Particulars of Claim. I was also responsible for ensuring that all relevant documentation was preserved, in accordance with the new Disclosure Pilot Scheme rules.

*Grenfell Tower Public Inquiry – Phase 2 Module 2:*

- Representing a Core Participant in the Grenfell Public Inquiry, examining the role of UK governmental and regulatory oversight of the fire and construction product sectors.
- As the lead/sole Associate my responsibilities include frequent client communication and management, coordinating discussions and strategy sessions with Leading Counsel, assisting Leading Counsel in drafting witness statements and closing submissions, developing client strategies for oral testimony, drafting advisory risk report(s) for use by client stakeholders - including the Board and its insurers - and monitoring the overlap with a concurrent criminal investigation into other entities.

*Chris Rokos v (1) Deloitte LLP and (2) McDermott Will & Emery LLP:*

- Representing Deloitte LLP in defending a professional negligence claim brought by Chris Rokos, a sophisticated individual who invested over GBP 40 million in an enterprise zone property in 2009.
- Working with a Partner, Senior Associate and paralegal team at Stephenson Harwood I have been involved with this matter from a pre-action stage, progressing through the exchange of statements of case, coordinating work for the CMC, and managing the disclosure process under the new Disclosure Pilot Scheme rules. My client-facing responsibilities have mainly been in amalgamating the extensive information required to draft Section 2 of the Disclosure Review Document, and in drafting a Disclosure Review protocol for the junior team members.

*Secretary of State for Health and Social Care v (1) Primer Design Limited and (2) Novacyt SA:*

- Representing Primer Design and Novacyt SA in a claim for an alleged breach of contract relating to COVID-19 testing supplies, and the purported failure of such supplies to act in accordance with the contractual specification. Representing Primer Design in its counterclaim for payment for such supplies.
- Working with a Partner, Senior Associate and trainee team at Stephenson Harwood, I have been involved with this matter from a pre-action stage, including attending without prejudice meetings and mediations, and drafting several key pieces of inter-partes correspondence. My responsibilities included (i) liaising with the client on their document preservation duties, (ii) working with Junior Counsel on drafting the counterclaim (iii) ensuring all relevant material was captured and uploaded to an e-disclosure platform, and (iv) working with the junior team members to identify and summarise relevant documentation.

*VTB Commodities Trading DAC v JSC Antipinsky Refinery, with Petraco Oil Company SA [2020] EWHC 72 (Comm):*

- Representing Petraco (as Intervener), a third party impacted by a WFO granted to VTB.
- Petraco issued an application to vary the WFO and a concurrent 'Cargo Injunction' which, if granted, would allow it to take delivery of a portion of the frozen assets. This application resulted in an expedited trial of the rights and obligations of the parties in respect of the disputed assets.

- My responsibilities included successfully monitoring 17 applications and cross applications, and reviewing all the evidence in support, answer and reply. Leading Counsel congratulated me on my ability to organise and track this evidence, and on my ability to read in, gaining familiarity with all statements and their exhibits at speed.

*Arcelormittal USA LLC v (1) Ravi Ruia (2) Prashant Ruia and (8) Essar Global Fund Limited* [2020] EWHC 740 (Comm):

- Representing individual company directors, and one of the Essar corporate entities, in successfully resisting a freezing order application for USD 1.5 billion.
- The parties demonstrated that AMUSA had no good arguable case, and that allegations of personal dissipation of assets (notably trust assets) were unfounded. Permission to appeal was denied by the Commercial Court and the Court of Appeal.
- Together with a Senior Associate, my responsibilities included drafting and coordinating witness evidence, liaising with Junior Counsel and managing clients across multiple jurisdictions.

*Other*

At Stephenson Harwood I have also contributed to: (i) drafting multiple client-facing and internal know-how updates, (ii) attending the Female Career Progression Programme, (iii) designing and delivering presentations on contract law to new trainees during lockdowns, to maintain trainee learning and decrease the risk of social isolation, (iv) presenting to the Financial Litigation group on the conclusions of my Aggreko matter (above), and (v) drafting and delivering know-how presentations on the Disclosure Pilot Scheme.

**3. September 2017 – February 2019**  
**Associate – Eversheds Sutherland (International) LLP**

*Stanford International Bank Limited (in liquidation) v HSBC Bank PLC* [2020] EWHC 2232:

- Defending HSBC in relation to claims brought by the liquidators of a foreign correspondent bank, following the discovery of a Ponzi scheme fraud.
- Responsible for drafting pre-action correspondence, analysing documents throughout the relevant period to establish knowledge held throughout the bank to counter a 'dishonest assistance' claim, reviewing historic US litigation to ascertain the information within the public record, and corresponding with Counsel.

*Project Tectonic:*

- Representing an individual in an SFO investigation, with multiple co-defendants across at least four jurisdictions. Responsibilities included drafting summary notes of related US proceedings, researching offshore company structures, and attending client meetings in London, Paris and Brussels.

*Secondment to Standard Chartered Bank:*

- Working in SCB's 'Sanctions Advisory' team, assisting the bank with understanding and implementing US and EU/UK sanctions.

#### **4. September 2015 – September 2017**

**Trainee – Eversheds Sutherland (International) LLP**

**Seats – Commercial, Commercial Disputes, Client secondment, and Financial Disputes**

Across multiple contentious seats, I was involved in:

- A cross-border pharmaceutical dispute;
- An international fraud dispute;
- Securing strike injunctions to prevent unlawful strike action; and
- Bringing a judicial review case to the Administrative Court.

As a junior team member, I was responsible for:

- Preparing case management / client management documentation;
- Drafting inter-partes correspondence;
- Assisting in the selection of expert witnesses;
- Instigating and monitoring service, including alternative service;
- Preparing applications and accompanying witness statements; and
- Production of application and/or trial bundles.

#### **5. September 2013 – August 2014**

**Financial Consultant – JDX Consulting**

Working in the regulatory change department of a Tier 1 Investment Bank, coordinating a client outreach programme following the introduction of UK and US derivative regulation. Responsible for producing global external client communications, and for drafting internal know-how for international Front Office staff on how to comply with the relevant legislation.

### **EDUCATION**

September 2017	Admitted as a Solicitor in England and Wales
September 2014 – July 2015	BPP Law School (London) – Legal Practice Course Distinction
January 2013 – September 2013	College of Law (London) – Graduate Diploma in Law Distinction
September 2008 – July 2011	University of Bristol – BSc Hons Geography (2:1) Dissertation award for School of Geographical Sciences
September 1998 – July 2008	Putney High School Deputy Head Girl

### **ADDITIONAL INFORMATION**

**360 Feedback received:** "a joy to work with", "demonstrates ability beyond her years", "excellent technical ability", "superb technical legal skills", "one of the best Associates I have worked with", "engages confidently in meaningful discussion on litigation strategy", "shows commitment and makes a valuable contribution to her cases", "very conscientious", "a very good mentor and role model", "efficient, hardworking and drives tasks forward" and "an aptitude for contentious work".

**Hobbies:** reading, wild swimming, yoga and cycling, voluntary work with Crisis