
Alyssa Stansbury

Barrister
Call 2017



Scope of Practice

• Commercial Litigation • Civil Fraud • Jurisdiction and Conflict of Laws • Banking and Financial Services • Energy and Natural Resources • Shareholder Disputes and Company Law • Aviation

Overview

Alyssa has a broad commercial practice and has been instructed in a number of high-profile recent cases, including *Eurasian Natural Resources Corporation v Dechert LLP and Neil Gerrard, and v Serious Fraud Office*, one of The Lawyer's Top 20 cases of 2021 and *PrivatBank v Kolomoisky, Bogolyubov & Ors*, one of The Lawyer's Top 20 cases of 2022. Alyssa enjoys working as sole counsel or as part of a larger team.

Alyssa is currently acting as part of the counsel team for Mr Bogolyubov (with Clare Montgomery KC, Matthew Parker KC and Nathaniel Bird) in *PrivatBank v Kolomoisky, Bogolyubov & Ors*, which was listed as one of The Lawyer's Top 20 cases of 2022. The claim concerns allegations that the defendants misappropriated c.US\$2bn from the Ukrainian bank, PrivatBank. The trial was due to begin in June 2022 but was adjourned due to the war in Ukraine. It is now listed for up to 13 weeks from the beginning of June 2023.

Last year, Alyssa acted for ENRC in the 12-week trial in *Eurasian Natural Resources Corporation v Dechert LLP and Neil Gerrard, and v Serious Fraud Office*, which was one of The Lawyer's Top 20 cases of 2021. Alyssa was part of a team of nine counsel (with Clare Montgomery KC, Nathan Pillow KC, Anna Boase KC, Tim Akkouch, James MacDonald KC, Jack Rivett, Freddie Popplewell and Matthew Hoyle). The trial was of two joined high value and high-profile claims brought by ENRC (1) in professional negligence against ENRC's former solicitors and the partner with conduct of the matter (an internal bribery and corruption investigation); and (2) in misfeasance in public office against the SFO. A summary of the judgment can be found [here](#).

Other recent instructions include:

- **Agate Assets & Ors v Banque Privee Edmond de Rothschild & Ors (2015, Commercial Court)**
- Acting for the Claimants (with Sonia Tolaney QC and Adam Rushworth) in a claim for declaratory relief arising out of a transaction involving the sale of a structured note ultimately acquired by a UCITS fund and defending against counterclaims for over US\$30m brought in unlawful means conspiracy, deceit, dishonest assistance and negligence.
- **Minera Las Bambas SA v Glencore Queensland Ltd (2018, Commercial Court)**
- Acting for Glencore (with Jamie Goldsmith QC) in a dispute brought under a contractual indemnity in a share purchase agreement, concerning payments of US\$45m made to the Peruvian tax authority. Interlocutory issues raised included the stay of proceedings due to ongoing proceedings in Peru ([2020] EWHC 108 (Comm)) and waiver of privilege ([2020] EWHC 1358 (Comm)).
- **Minera Las Bambas SA v Glencore Queensland Ltd [2019] EWCA Civ 972**
- Acting for Glencore (with Conall Patton QC) in the Court of Appeal. The appeal raised issues of the correct interpretation of certain tax indemnities and warranties contained in a contract for the purchase of shares in a company owning a large copper mining project in Peru.

From October 2018 to March 2019, Alyssa spent five months as a Judicial Assistant in the Commercial Court, where she worked on cases such as *Marme Inversiones 2007 SL v Natwest Markets Plc* [2019] EWHC 366 (Comm) (sitting with Picken J), *Tugushev v Orlov* [2019] EWHC 645 (Comm) (sitting with Carr J) and *Oversea-Chinese Banking Corporation Limited v ING Bank N.V.* [2019] EWHC 676 (Comm) (sitting with Moulder J).

Examples of Recent Cases

Commercial Litigation

- **PrivatBank v Kolomoisky, Bogolyubov & Ors**
Acting for the Second Defendant, Mr Bogolyubov (with Clare Montgomery KC, Matthew Parker KC and Nathaniel Bird) in a claim concerning allegations that the defendants misappropriated c.US\$2bn from Ukrainian bank, PrivatBank.
- **Eurasian Natural Resources Corporation v Dechert LLP & Ors**
Acted for ENRC (with Clare Montgomery KC, Nathan Pillow KC, Anna Boase KC, Tim Akkouch, James MacDonald KC, Jack Rivett, Freddie Popplewell and Matthew Hoyle) in the 12-week Commercial Court trial of two joined claims brought by ENRC (1) in professional negligence against ENRC's former solicitors and the partner with conduct of matter (an internal bribery and corruption investigation); and (2) in misfeasance in public office against the SFO.
- **Agate Assets & Ors v Banque Privee Edmond de Rothschild & Ors (2015, Commercial Court)**
Acted for the Claimants (with Sonia Tolaney QC and Adam Rushworth) in a claim for declaratory relief arising out of a transaction involving the sale of a structured note ultimately acquired by a UCITS fund and defending against counterclaims for over US\$30m brought in unlawful means conspiracy, deceit, dishonest assistance and negligence.
- **ABT Auto Investments Ltd v (1) Aapico Investments Pte Ltd (2) Aapico Hitech Public Company Ltd (3) Sakthi**

Global Auto Holdings Ltd (2020, Commercial Court)

Acted for the Claimants (with Anna Boase QC) in a claim for relief concerning the appropriation of shares under a share charge agreement.

- **Minera Las Bambas SA v Glencore Queensland Ltd (2018, Commercial Court)**
Acted for Glencore (with Jamie Goldsmith QC) in a dispute brought under a contractual indemnity in a share purchase agreement, concerning payments of US\$45m made to the Peruvian tax authority. Interlocutory issues raised included the stay of proceedings due to ongoing proceedings in Peru ([2020] EWHC 108 (Comm)) and waiver of privilege ([2020] EWHC 1358 (Comm)).
- **Minera Las Bambas SA v Glencore Queensland Ltd [2019] EWCA Civ 972**
Acted for Glencore (with Conall Patton) in the Court of Appeal. The appeal raised issues of the correct interpretation of certain tax indemnities and warranties contained in a contract for the purchase of shares in a company owning a large copper mining project in Peru.
- Judicial assistant to Picken J during the hearing of **Marme Inversiones 2007 SL v Natwest Markets Plc** [2019] EWHC 366 (Comm), concerning claims for misrepresentation (arising out of implied representations) in the context of interest rate swaps.
- Judicial assistant to Moulder J during the hearing of **Oversea-Chinese Banking Corporation Limited v ING Bank N.V.** [2019] EWHC 676 (Comm), concerning claims for breach of warranty under a sale and purchase agreement in relation to alleged failures to properly record an exposure to Lehman Brothers Finance S.A. in the accounts of the target company.
- Assisted (during pupillage) Anna Boase QC in advising on a potential group litigation claim for breach of contract.
- Assisted (during pupillage) Laurence Rabinowitz QC in advising on matters of contractual construction.
- Assisted (during pupillage) Edwin Peel in settling the Defence and Counterclaim to a claim relating to the supply of an automotive assembly line.

Arbitration

- Acted for the Claimant (led by Alexander Brown) in an LCIA arbitration bringing claims under a joint venture agreement.
- Acted as tribunal assistant in two ICC arbitrations.

Civil Fraud

- **PrivatBank v Kolomoisky, Bogolyubov & Ors**

Acting for the Second Defendant, Mr Bogolyubov (with Clare Montgomery KC, Matthew Parker KC and Nathaniel Bird) in a claim concerning allegations that the defendants misappropriated c.US\$2bn from Ukrainian bank, PrivatBank.

- **Agate Assets & Ors v Banque Privee Edmond de Rothschild & Ors (2015, Commercial Court)**

Acted for the Claimants (with Sonia Tolaney QC and Adam Rushworth) in a claim for declaratory relief arising out of a transaction involving the sale of a structured note ultimately acquired by a UCITS fund and defending against counterclaims for over US\$30m brought in unlawful means conspiracy, deceit, dishonest assistance and negligence.

Jurisdiction and Conflict of Laws

- **Aapico Investment Pte Ltd v ABT Investments (India) Private Ltd [2019] EWHC 3518 (Comm)**

Acted for the Defendants (with Laurence Emmett QC) in a claim for an anti-suit injunction brought in relation to ongoing proceedings in India.

- Judicial assistant to Carr J during the hearing of the jurisdictional challenge in **Tugushev v Orlov [2019] EWHC 645 (Comm)**.

- Assisted (during pupillage) Conall Patton QC in a successful jurisdiction challenge in **JSC BTA Bank v Turkiye Vakiflar Bakasi TAO [2018] EWHC 835 (Comm)**.

Banking and Financial Services

- **PrivatBank v Kolomoisky, Bogolyubov & Ors**

Acting for the Second Defendant, Mr Bogolyubov (with Clare Montgomery KC, Matthew Parker KC and Nathaniel Bird) in a claim concerning allegations that the defendants misappropriated c.US\$2bn from Ukrainian bank, PrivatBank.

- **Agate Assets & Ors v Banque Privee Edmond de Rothschild & Ors (2015, Commercial Court)**

Acted for the Claimants (with Sonia Tolaney QC and Adam Rushworth) in a claim for declaratory relief arising out of a transaction involving the sale of a structured note ultimately acquired by a UCITS fund and defending against counterclaims for over US\$30m brought in unlawful means conspiracy, deceit, dishonest assistance and negligence.

- Advised (with Sonia Tolaney QC) on matters relating to the Quincecare duty of care.

- Judicial assistant to Picken J during the hearing of **Marme Inversiones 2007 SL v Natwest Markets Plc [2019] EWHC 366 (Comm)**, concerning claims for misrepresentation (arising out of implied representations) in the context of interest rate swaps.

Energy and Natural Resources

- **Minera Las Bambas SA v Glencore Queensland Ltd (2018, Commercial Court)**

Acted for Glencore (with Jamie Goldsmith QC) in a dispute brought under a contractual indemnity in a share purchase agreement, concerning payments of US\$45m made to the Peruvian tax authority. Interlocutory issues raised included the stay of proceedings due to ongoing proceedings in Peru ([2020] EWHC 108 (Comm))

) and waiver of privilege ([2020] EWHC 1358 (Comm)).

- **Minera Las Bambas SA v Glencore Queensland Ltd [2019] EWCA Civ 972**

Acted for Glencore (with Conall Patton QC) in the Court of Appeal. The appeal raised issues of the correct interpretation of certain tax indemnities and warranties contained in a contract for the purchase of shares in a company owning a large copper mining project in Peru.

- Advised (with Michael Fordham QC and Laurence Emmett QC) a company involved in the generation of electricity in relation to a regulatory matter.
- Assisted (during pupillage) Laurence Emmett QC in relation to an oil and gas dispute arising out of the contract for use of an oil rig for the decommissioning of **North Sea field in Endeavour Energy UK Ltd v Hess Ltd (Comm)**.

Shareholder Disputes and Company Law

- **ABT Auto Investments Ltd v (1) Aapico Investments Pte Ltd (2) Aapico Hitech Public Company Ltd (3) Sakthi Global Auto Holdings Ltd (2020, Commercial Court)**

Acted for the Claimants (with Anna Boase QC) in a claim for relief concerning the appropriation of shares under a share charge agreement.

- Advised a shareholder-director in relation to a shareholder dispute and settled an unfair prejudice petition.
- Acted on behalf of a director in successfully resisting a summary possession claim brought against a company in the County Court.
- Advised on a claim for breach of a partnership agreement and the dissolution of the partnership.
- Appeared in the Central London County Court on several occasions to make applications for the extension of time for registration of a company charge under the Companies Act 2006.
- Appeared on several occasions in the winding-up court.
- Assisted (during pupillage) Craig Orr QC in preparation for **Otello Corporation ASA v Moore Frères & Company LLC, Last Lion Holdings Ltd [2018] EWHC 2347 (Ch)**.

Professional Liability

- **Eurasian Natural Resources Corporation v Dechert LLP & Ors**

Acted for ENRC (with Clare Montgomery KC, Nathan Pillow KC, Anna Boase KC, Tim Akkouch, James MacDonald KC, Jack Rivett, Freddie Popplewell and Matthew Hoyle) in the 12-week Commercial Court trial of two joined claims brought by ENRC (1) in professional negligence against ENRC's former solicitors and the partner with conduct of matter (an internal bribery and corruption investigation); and (2) in misfeasance in public office against the SFO.

- Assisted (during pupillage) Rhodri Davies QC and Conall Patton in advising a law firm as defendant to a professional negligence claim.

Disclosure

- **Minera Las Bambas SA v Glencore Queensland Ltd [2020] EWHC 1358 (Comm)**

Acted for Glencore (with Jamie Goldsmith QC) in successfully seeking permission for supplementary witness

evidence and resisting a disclosure application, raising issues of the scope of waiver of legal advice privilege.

- **Eurasian Natural Resources Corporation v (1) Dechert LLP (2) Neil Gerrard [2020] EWHC 1002 (Comm)**
Acted for ENRC (with Anna Boase KC, Tamara Oppenheimer KC, Tim Akkouch and Sam Rabinowitz) in resisting a disclosure application, raising issues including the application of PD 51U to pre-Pilot cases and legal professional privilege.
- Advised with David Wolfson QC on the impact of the decision of Birss J in **Property Alliance Group Ltd v Royal Bank of Scotland plc [2015] EWHC 1557 (Ch)** on the risk of waiver of privilege.
- Assisted (during pupillage) Conall Patton QC in resisting an application for specific inspection in **Minera Las Bambas SA v Glencore Queensland Ltd [2018] EWHC 286 (Comm)**, raising questions of the scope of litigation privilege.
- Assisted (during pupillage) Laurence Emmett QC in an application for specific disclosure in **FM Capital Partners Ltd v Marino [2017] EWHC 3700 (Comm)**, raising issues of litigation privilege.

What the Directories Say

"A brilliant junior who is intelligent, proactive, sensible and commercial – one of the best around for her call" (Legal 500 2024, Commercial Litigation)

"Alyssa is going to be one of the outstanding lawyers of her generation. She is highly intelligent, incredibly hardworking, and very user-friendly" (Legal 500 2024, Civil Fraud)

"Alyssa is an absolute star. She's on top of everything and has nous beyond her years." (Legal 500 2024, Banking & Finance)

Education

- BPP Law School London (2016-2017), BPTC (Outstanding, Top of Year)
- University of Oxford (2015-2016), Bachelor of Civil Law (Distinction)
- University of Oxford (2011-2015), BA Jurisprudence with Law Studies in Europe (French Law) (First Class Honours, ranked third in year)
- Université Panthéon-Assas, Paris II (2013-2014), Certificat Supérieur de Droit Français.

Academic Achievements

- Eldon Scholarship [2017] (awarded each year to the most promising graduate of the University of Oxford intending to practise at the Bar)

- National finalist, BPP Law School internal mooted competition [2017]
 - Prince of Wales Scholarship, Gray's Inn [2016]
 - Excellence Award, BPP Law School [2016]
 - Oxford Law Faculty Prize for the best paper in Criminal Justice, Security and Human Rights [2016]
 - Fountain Court Scholarship for the BCL (awarded by Oxford Law Faculty) [2015]
 - Quadrant Chambers Prize for the best paper in International Trade [2015]
 - Norton Rose Fulbright Prize for the best paper in Company Law [2015]
 - Gibbs Book Prize for performance in Final Honour Schools [2015]
 - Hogan Lovells prize for second year law students at Magdalen College [2013]
 - Slaughter and May prize for the best paper in A Roman Introduction to Private Law [2012]
 - Slaughter and May prize for the best paper in Criminal Law [2012]
 - 20 Essex Street prize for the best results in Magdalen College in Law Moderations [2012]
 - Scholar, Magdalen College [2012-2015]
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Publications

- Regularly contributes to the Butterworths Journal of International Banking and Finance Law.
 - 'Seeing the hedge for the trees: *Manchester Building Society v Grant Thornton*' (2019) 35 JPN 166 (with Aaron Taylor)
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Other Experience

- Alyssa is an executive committee member of Junior COMBAR and a member of the committee for the Commercial Court's 125th Anniversary.
 - She also takes a particular interest in diversity of recruitment to the Bar.
 - UCL, Teaching Fellow in Contract Law (2016-2017)
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Languages

- French (near-fluent)
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Awards



Contact Clerks



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