

**IN THE HIGH COURT OF JUSTICE**  
**KING'S BENCH DIVISION**

**Claim no. KB-2024-001774**

**Mr Justice Soole**

**17 December 2025**

**BETWEEN:**

**PERSEUS VENTURES LIMITED**  
**(incorporated in the British Virgin Islands)**



**KB-2024-001774**  
**Claimant**

**-and-**

**(1) DAVID FOSKETT**  
**(2) RICHARD ALFORD**  
**(3) EMMA LOUISE ATKINSON**  
**(4) JOHN DUFFY**  
**(5) BARCLAYS BANK UK PLC**

**Defendants**

**ORDER**

**UPON** considering the Claimant's applications dated 26 June 2025 and 8 October 2025

**AND UPON** considering the Defendants' application dated 21 August 2025

**IT IS ORDERED:**

1. The Claimant's application dated 26 June 2025 is dismissed. The application is certified as totally without merit.

**REASONS:**

- (1) Further to the Order of Master Brown dated 3 June 2025, as amended under the slip rule on 6 June 2025, and to the failure of the Claimant to comply with any of the Unless Orders in paragraphs 6, 7, 8 and 11 thereof, this Claim has stood struck out since 4 pm on 24 June 2025: see also the Order of Murray J dated 18 August 2025 which likewise noted that the Claim had been struck out. There was no appeal against the Order of Master Brown and there has been no application for relief from the sanction which has resulted from the breach of the Unless Orders therein. There is accordingly no basis to make this application.
  - (2) In any event the Claimant's application is plainly and obviously unarguable. There is no basis for the contention that the Orders of His Honour Judge Pearce dated 15 October 2024 and of Master Brown are 'void' or should be set aside; nor for the various allegations of judicial impropriety which are made in the application and supporting evidence.
  - (3) For these reasons the application is bound to fail and totally without merit.
2. The Claimant's application dated 8 October 2025 is dismissed. The application is certified as totally without merit.

**REASONS:**

- (1) Further to the Order of Master Brown dated 3 June 2025, as amended under the slip rule on 6 June 2025, and to the failure of the Claimants to comply with any of the Unless Orders in paragraphs 6, 7, 8 and 11 thereof, this Claim has stood struck out since 4 pm on 24 June 2025: see also the Order of Murray J dated 18 August 2025 which likewise noted that the Claim had been struck out. There was no appeal against the said Order of Master Brown and there has been no application for relief from the sanctions which have resulted from the breach of the Unless Orders therein. There is accordingly no basis to make this application.
- (2) In any event the Claimant's application is plainly and obviously unarguable. There is no basis for the contention that the Orders of His Honour Judge Pearce, Master Brown or Murray J are 'void'; nor for the various allegations of judicial impropriety which are made in the application and supporting evidence. There

is no basis to vary the Order of Bennathan J dated 2 October 2025 nor to grant any of the other forms of relief which are claimed.

(3) For these reasons the application is bound to fail and is totally without merit.

3. The Defendants' application for an Extended Civil Restraint Order (ECRO) is granted. An ECRO is made in the terms of the Order attached hereto and dated 17 December 2025. The ECRO expires on 16 December 2027.

**REASONS:**

- (1) These proceedings were preceded by the Claimant's application against the same Defendants, dated 30 November 2023 with the claim number KB-2023-004679 which relates to the same underlying subject matter as this action. The Claimants' application therein dated 16 December 2023 was by Order of Collins Rice J dated 3 May 2024 dismissed and stated to be totally without merit.
- (2) In this action, the Claimants' application dated 26 September 2024 was by the Order of Master Brown dated 3 June 2025 (amended under the slip rule on 6 June 2025) dismissed and, insofar as it sought the provision of further information, stated to be totally without merit.
- (3) In this action, the Claimant's letter to the President of the King's Bench Division (headed 'Pursuant to Section 9 Criminal Justice Act 1967') dated 30 June 2025 was placed before Murray J for consideration. By his Order dated 18 August 2025 the letter was treated as an informal application ('the Applicant's Application') which had not been made by formal application in accordance with CPR 23 and was refused and certified as totally without merit. The Claimant's letter referred to an application which the Claimant had made to the Court. From the details provided in the letter, this must be the Claimant's application dated 26 June 2025. Murray J evidently did not consider or determine that application. The Observations at the conclusion of his Order stated: *'I am required by CPR r.23.12 to consider whether it is appropriate to make a civil restraint order against the Claimant. I do not consider it necessary to make one on the basis of the Applicant's Application alone. It may be necessary to do so, however, in due course should the Applicant issue any further claims or applications relating to this or any related matter that the court finds to be totally without merit.'*

- (4) The Defendants' application for a CRO dated 21 August 2025 was placed before Bennathan J. By his Order dated 2 October 2025 Bennathan J refused the application on the essential basis that, whilst sympathising with the Defendants who had been '*endlessly troubled by ill founded, eccentric and defamatory claims including applications correctly held to be Totally Without Merit*', in circumstances where the Claimant had not made any further claims or applications since the Order of Murray J dated 18 August 2025 '*it does not seem to me to be proper for me to make an order that would go behind Murray J's decision*'. However he concluded with the observation that '*Although it will almost certainly be a judge other than myself who deals with any further applications by the Claimant, if any are made and they too are totally without merit, I would anticipate a CRO or ECRO would almost certainly be imposed*'.
- (5) Six days later, on 8 October 2025, the Claimant made the application which by paragraph 2 of this Order I have dismissed and certified as totally without merit.
- (6) By paragraph 1 of this Order I have also dismissed the Claimant's application dated 26 June 2025 and certified it as totally without merit.
- (7) Accordingly, in this action and the related proceedings (KB-2023-004679) there are 5 Orders which state that applications made by the Claimant are totally without merit. In view of the overlap between the Claimant's letter of 30 June 2025 and the Claimant's application dated 26 June 2025, I think it fair to treat them (for the purposes of considering a CRO) as in substance constituting one combined application which was totally without merit. Thus I proceed on the basis of a total of 4 applications certified as totally without merit.
- (8) I also take account of the fact that, by each of the Orders of Murray J dated 18 August 2025 and of Bennathan J dated 2 October 2025, the Claimant has been given judicial warning of the risk that a CRO will be granted if he were to make a further application which was dismissed and certified as totally without merit. By the issue of its application dated 8 October 2025 the Claimant has evidently ignored those warnings.
- (9) Standing back and looking at the matter entirely afresh, I am satisfied that the Claimant has persistently made applications which are totally without merit and conclude in the exercise of my discretion that it is necessary to impose an ECRO so as to restrain the Claimant from issuing claims or making applications in the High Court or County Court concerning any matter involving or relating to or

touching upon or leading to the proceedings in which this Order is made without first obtaining the permission of a Judge identified in the order: Practice Direction 3C para.3.1-3.11. The maximum term for such an order is 3 years. I will impose an order for the period of 2 years expiring 16 December 2027.

4. The Claimants shall pay the Defendants' costs of the Claimant's applications dated 26 June 2025 and 8 October 2025 and of the Defendants' application dated 21 August 2025 on the standard basis, to be the subject of detailed assessment if not agreed.
  
5. This Order and the attached ECRO having been made without a hearing, the Claimant may, within 21 days of service on it, apply to the Court to set aside or vary them. Any such application is to be made in Form N244 and served on the Defendants. Any such application will be set down for hearing at the Royal Courts of Justice before a High Court Judge. The hearing will be in person, not remote.

**17 December 2025**

## Extended civil restraint order

Name of court	High Court of Justice King's Bench Division
Claim/appeal nos.	KB-2024-001774
Name of Claimant	Perseus Ventures Limited
Name of Defendant	(1) David Foskett (2) Richard Alford (3) Emma Louise Atkinson (4) John Duffy (5) Barclays Bank UK PLC
Date of issue	

Enter name and address of person against whom the order is made
Perseus Ventures Limited (a company incorporated in the British Virgin Islands) Pasea Estate, Road Town, Tortola, British Virgin Islands  Address for service: walsh@sepulveda-asset.net

**You must obey the directions contained in this order. If you do not you will be guilty of contempt of court and you may be sent to prison.**

### SECTION 1

Date of order

Name of Judge

Name of person against whom order is made

**UPON** considering  
the Defendants' application dated 21 August 2025

**AND**

Upon reading

the supporting witness statement of Timothy Cooper dated 21 August 2025; the opposing witness statement of Martin Richard Walsh dated 5 September 2025; and the Order of Mr Justice Soole dated 17 December 2025

the Court has found that the above named person has persistently made applications which are totally without merit. Details of the previous orders recording that applications were totally without merit are set out in paragraph 3 of the Order of Mr Justice Soole dated 17 December 2025 to which this Extended Civil Restraint Order is attached.

## SECTION 2

### The Order

It is ordered that you be restrained from issuing claims or making applications in any court specified below concerning any matter involving or relating to or touching upon or leading to the proceedings in which this order is made without first obtaining the permission of

Name of Judge

Mr Justice Soole

**OR**

If unavailable

Any other High Court Judge nominated by the Judge in charge of the King's Bench Civil List

1. The High Court
2. Any County Court

**This order will remain in effect until 16 December 2027**

1. If you wish to apply for permission-

- (a) to make **an application** in these proceedings; **OR**
- (b) to make an application to **amend or discharge** this order (otherwise than pursuant to paragraph 5 of the Order dated 17 December 2025 to which this Extended Civil Restraint Order is attached)

you must first serve notice of your application on the other party. The notice must set out the nature and grounds of the application and provide the other party with at least 7 days within which to respond. You must then apply for permission of the judge identified in the order. The application for permission must be made in writing and must include the other party's written response, if any, to the notice served. The application will be determined without a hearing.

2. If you repeatedly make applications for permission under 1 above which are totally without merit, the court may direct that if you make any further application for permission which is totally without merit, the decision to dismiss the application will be final and there will be no right of appeal, unless the judge who refused permission grants permission to appeal.
3. Any application for permission to appeal a refusal of an application under 1 above must be made to the Court of Appeal in writing and will be determined by a Lord or Lady Justice of Appeal without a hearing.

## SECTION 3

### Costs

The order for costs is set out in paragraph 4 of the Order of Mr Justice Soole to which this Order is attached.

### Note

If you attempt to make a further application in these proceedings without first obtaining permission of the judge named in the order above, your application will automatically be dismissed without the judge having to make any further order and without the need for the other party to respond to it.

If this order was made in your absence, you may make an application to set aside, vary or stay the order. An application must be made within the period specified in the order or, where no period is specified, not more than 7 days after service of this order on you. You do not require permission of the court to make such an application.

If you do not understand anything in this order you should go to a Solicitor, Legal Advice Centre or a Citizens' Advice Bureau.