



# Jonathan Mann QC

1989 (QC 2015)

## Overview

Jonathan Mann QC has long specialized in representing those charged with fraud, confiscation, forfeiture and seizure of assets, as well as those accused of grave offences of violence, serious and historic allegations of sexual abuse, and serious organised crime conspiracies.

He has considerable experience acting for those accused of serious and complex financial crime, as well as regulatory infringement. He advises, pre-charge, those being investigated by both domestic investigators as well as those with international jurisdiction. Most recently, he has advised and represented an individual under investigation by the Bank of England for his alleged involvement in LIBOR price rigging. In the last few years he has been instructed to represent individuals charged with bribery, those charged in missing trader frauds (both within the context of criminal trials and at VAT tribunals), defendants investigated and prosecuted for insider dealing, as well as a legal professional charged with defrauding HM Land Registry. He also has represented a number of individuals investigated by HMRC in their operations to recover taxes fraudulently diverted within the construction industry allowance scheme.

In addition to his financial crime practice, he also defends cases of serious crime, including a proof of life/missing body murder, an allegation of historic abuse in a school for disabled children and a Triad blackmail and money laundering prosecution. He is also regarded as having a particular expertise in defending in cases where the accused is mentally ill, where there are potential defences of insanity or where the defendant may be unfit to plead.

He was a member of the Criminal Bar Association committee that drafted the Bar's response to the government's Green Paper dealing with defendants with Psychopathic Disorders. He was a member of the Sentencing Advisory Panel in 2011.

He was appointed a Recorder of the Crown Court in 2012, and appointed Queen's Counsel in 2015.

## Recent Cases:

### Regulatory and Financial Crime

- Currently advising in relation to pre-charge investigation of persons of interest in the on-going LIBOR investigation.
- R v H: Largest ever BES investigation into corporate and insolvency fraud.
- R v K: An MTiC fraud.
- R v MC: Representing a solicitor charged with mortgage fraud.
- R v Webster and others: Corruption of a BP employee. A senior employee of BP PLC was paid £1million to divert work and award contracts for the supply of offshore divers bypassing the process of competitive tendering, leading to the payment of more than \$17million. Leading junior.
- R v. Brannigan and others: Rogue Traders/Scambusters investigation into and prosecution of large scale (£3.5 million) fraud and breach of regulatory offences and fraudulent trading within the Internet advertising industry.
- R v Farid & 10 others: Mortgage fraud and large-scale deception committed against HM Land Registry. Restitution claims of £2 million.
- Representation in the linked Chancery Division proceedings for loss recovery. Court of Appeal (Criminal Division) LCJ guidelines on sentences for mortgage fraud. See R v. Farid and others [2009] EWCA Crim 1731 Leading junior.
- R v Farnesi: Defending central figure alleged to have been involved in an international Letter of Credit fraud. European Transactional Convention and Regulations on money transfers. Judicial corruption (non-domestic). Leading junior.
- R v Brooks and 14 others: A conspiracy to cheat and a construction industry expenses fraud against HMRC. Money laundering through domestic and international foreign exchange. Extortion. R v Bingham and others: Sales of non-existent/over-valued shares in shell and non-trading companies. So called 'Boiler-room' fraud. Confiscation. Leading junior.
- R v Vaqas and others: Evasion of duty/false export of zero rated alcohol to European community states. Carouselling of goods and false reclaims of VAT.
- R v Godley and others: Confiscation and post conviction advice relating to asset sequestration subsequent to a £200 million fraud. A 'Ponzi' scheme. Leading junior.
- R v. Stevens and others: Fraud and corruption (alleged against legal professionals) involving the over pricing of mortgaged property. Money laundering.
- R v Sander: A mobile phone and computer chip 'MTiC' fraud. VAT zero rated goods being falsely exported and imported in order to reclaim duty never paid. At least £35 million lost to the revenue. Money laundering.
- R v. McIntosh: A Computer chip 'MTiC'.

### **Proceeds of Crime Act**

- R v McIntosh and Marsden: HMRC confiscation of assets in excess of £78,000,000. Hidden assets. Insolvency and bankruptcy.
- R v Bingham: Confiscation and valuation of antiques. Inadequacy of assets. Hidden assets. International tracing of laundered funds.
- R v Brannigan: Attempted confiscation of property (both domestic and European) to in excess of £10 million. Freezing orders in the High Court. Administration and Bankruptcy proceedings Companies Court). Associated Directors disqualification.

## Other Serious Criminal Offences

- R v A. An allegation of patricide (CCC).
- R v Dunn and others: A conspiracy to steal millions of pounds worth of heavy plant from building sites.
- R v David: Attempted murder involving men who met on the 'Qrusher' gay dating app. The defendant attempted to beat the victim to death with a hammer.
- R v Wilkens and others: Conspiracy to Murder and contract killing and large-scale drug importation.
- R v Korsakas: Eastern European gangland territorial war. Murder. Torture by burning.
- R v Pamplin: 5 way cut-throat. Vigilante gang killing (Murder).
- R v Cupidon: Murder and dismemberment. Missing body. Drug-dealer taking revenge on girlfriend's lover by hacking to death.
- R v Mouhib: Manslaughter of international footballer.
- R v Darko and others: A corrupt serving police officer involved in the attempted kidnapping of a bank manager/Blackmail.
- R v Banda: Conspiracy to import Cocaine into the UK on Royal Navy warships/corruption of Royal Navy personnel.
- R v Enaharo and others: Counterfeit passport and immigration fraud. A fraud on the Home Office intended to engender a deception that would allow the granting of leave to remain in the United Kingdom.
- R v Mustafa Gundez: Large scale investigation into the trafficking of persons from China. Bonded labour. Organised crime.

## Vulnerable defendants/representation of defendants with mental illness

- R v MC: Attempted murder (Insanity/unfitness). MC, a schizophrenic, attempted to kill his mother by hitting her repeatedly to the head with an axe. Issue of disclosure of confessional evidence from hospital psychiatrist/whether earlier findings of unfitness can be used in bad character applications.
- R v D: Attempted murder. Psychotic hammer attack on lover on diagnosis of HIV/Homophobic aggravation.
- R v L: Criminal Cases Review Commission referral. Mis-diagnosis of lack of mental illness/treatability criteria. See R v Lomey [2004] EWCA Crim 3014

## Criminal Appeals

- R v Farid and others: Guideline case on sentencing for mortgage fraud [2009] EWCA Crim 1731.
- R v April Steward: Limitation of use of Restriction Orders/Community Treatment Orders under Mental Health Act 2007 [2008] EWCA Crim 1255 .
- R v Daley: Homicide/Knife crime (Appropriate sentence/reduction in Manslaughter provocation cases) [2008] 2 Cr. App. R. (S.) 95.
- The Queen v Samuel and others: Guidance on sentences for credit card cloning.
- The Queen v Watson: Guidance sentencing in historic sexual offences.

## Memberships

Criminal Bar Association

(Treasurer of CBA 2008 -2010)

Proceeds of Crime Lawyers Association

Association of Regulatory and Disciplinary Lawyers

Reviewing Lawyer for the Bar Pro Bono Unit

Member of the Advisory Committee to the Sentencing Guidelines Council, 2010/2011