

RICHARD D. HACKER Q.C.

SUMMARY CURRICULUM VITAE

Academic and Professional Career

- 1973 - 76 Downing College, Cambridge. Awarded a BA in Law with an Upper Second Class Degree.
- 1976 Awarded the Wiener Anspach Scholarship by the University of Cambridge to read European Community Law at the University of Brussels.
- 1976 - 77 College of Law studying for the Bar Final Examinations. Finished 20th in year in the Bar Final Examinations with an Upper Second.
- 1977 Awarded a Hardwicke Scholarship by Lincoln's Inn.
Awarded the Lincoln's Inn Student of the Year Prize.
- 1977 - 78 Graduated from the University of Brussels with a Distinction in the Licence Speciale en Droit Europeen.
- 1980 Began practice at the Bar at what is now 3 - 4 South Square.
- 1997 Appointed Queen's Counsel.
- 2001 Appointed by the Home Secretary as an Assistant Boundary Commissioner and Chaired a Public Inquiry into the Parliamentary constituency boundaries for the County of Hertfordshire (Report published May 2001).

Practice at the Bar

Over a period of 20 years I have developed a mixed litigation / advisory based practice which can compendiously be described as involving the practise of 'business law'. The fields of law in which I practice include general commercial and business law with a particularly heavy emphasis on contentious and non-contentious company and insolvency related work.

My clients have included the majority of the major international accountancy firms, all the major UK banks, a variety of overseas banks and a number of substantial quoted companies. I have advised and/or appeared in Court on behalf of (inter alia) the Bank of England, the UK Government and the Governments of Poland, Abu Dhabi, Kuwait, Ecuador and Iraq,

My practice has involved a series of substantial and complex matters. The better known matters in which I have been engaged include, by way of example only, the following :-

- (a) Advising and acting for the Liquidator of Laker Airways in (inter alia) litigation which was taken on appeal to the House of Lords, concerning the right of the Liquidator of Laker Airways to pursue U.S. Anti-Trust proceedings against a number of British and European Defendants. This remains a leading authority in the context of anti-suit injunctions (1981 - 1986).
- (b) Advising and representing the (Hong Kong) Liquidators of Carrion Investments Limited in relation to the largest insolvency in Hong Kong of the 1980s. (Mid 1980s)
- (c) Advising and representing the (Luxembourg) Liquidators of Banco Ambrosiano in their world-wide attempts to recover assets of the Bank from the Calvi family. (Late 1980s)
- (d) Advising and representing the (Bermudan) Liquidators of Mentor Insurance Limited (perhaps the largest and most complex Bermudan insolvency of the 1980s) in relation to all insolvency related aspects of the liquidation. (1985-1990)
- (e) Advising a syndicate of international banks in relation to the Polly Peck Administration. (Early 1990s)

- (f) Obtaining Administration Orders in relation to a number of the most well known UK insolvencies, such as the Olympia & York group (1990s).
- (g) Obtaining the Administration Orders made in relation to the Maxwell private companies and thereafter advising and representing the Administrators in relation to insolvency matters and asset recovery proceedings. (1991-1995)
- (h) Advising and representing in the courts of a variety of jurisdictions, the Government and Ruling Family of the Emirate of Abu Dhabi in relation to all aspects of the collapse of the BCCI group, in which they were the majority shareholders. This matter involved detailed consideration of the many issues arising from a substantial trans-national insolvency. (1991-2001)
- (i) Advising and representing the Government of Iraq in relation to the steps taken by the UK authorities to place Rafidain Bank into provisional liquidation following the imposition of UN sanctions. (1990-1995)
- (j) Advising and representing the auditors of the failed KWELM insurance companies in connection with proceedings brought against them by the Provisional Liquidators / Scheme Administrators of the companies following their collapse. This matter involved a consideration of various Bermuda law issues. (1992-1996)
- (k) Advising and appearing on behalf of the principal French state-owned corporation defending litigation arising from its acquisition of a failed UK insurance company, in which the claims exceed £300 million. The trial of this litigation took place in late 1996 and involved numerous complex insolvency related issues. (1992-96)
- (l) Participation in the formulation and implementation of the strategy underlying the rescue of the Barings banking group, from the discovery of its financial difficulties to its sale to ING and beyond. (1995-1997)

- (m) Advising and representing the Kuwait Investment Authority in relation to complex commercial litigation intended to recover compensation for substantial losses suffered by the KIA in the wake of the collapse of its Spanish investment arm (the well publicised 'Grupo Torras affair'). (1997-2001)
- (n) Advising and representing the Provisional Liquidations of the North Atlantic Insurance Company in relation to all aspects of the insolvency including trans-national litigation arising from the collapse of the company. This has included the provision of expert evidence to the US Bankruptcy Court (SDNY). (1997 to date)
- (o) Advising the Provisional Liquidators / Liquidators of the CA Pacific Stockbroking group in Hong Kong in relation to the insolvency of the group and the complex issues concerning the distribution of its assets amongst its 14,000 clients. This has been one of the highest profile insolvencies in Hong Kong of the 1990s. (1998 - 2000)
- (p) Advising the Provisional Liquidators of Ocean Marine Mutual Insurance Company, an insolvent Turks & Caicos Islands insurer. This included the provision of expert evidence to the US Bankruptcy Court (SDNY). (1999 - 2000)
- (q) Advising and representing IONICA Group PLC in relation to trans-national insolvency issues arising from the collapse of IONICA PLC and in relation to a scheme or arrangement implemented in respect of the company. This included the provision of expert evidence to the US Bankruptcy Court (SDNY). (1999- 2000)
- (r) Advising and representing Berliner Bank in relation to its well publicised dispute with First International Shipping, which has involved parallel proceedings in London and Bermuda. (2000 - 2001)

- (s) Representing a leading Taiwanese semi-conductor manufacturer in complex Commercial Court litigation relating to derivative contracts, involving English, Taiwanese and Hong Kong law. (2000 - 2002)
- (t) Advising the Bank of China and its former subsidiaries in relation to a range of litigation in which it has been involved in Hong Kong (From 1999 and ongoing)
- (u) Representing the substantial minority shareholder of a Bermudan incorporated company listed on the Hong Kong Stock Exchange (Pacific Challenge Holdings) in its highly publicised dispute with the company's majority shareholders. This has involved litigating an unfair prejudice petition in the Supreme Court of Bermuda. (From 2000 and ongoing)
- (v) Conducting substantial litigation in the British Virgin Islands on behalf of the Hong Kong partnership of a 'Big-4' accountancy firm. (From 2002 and ongoing)

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