

Inline-Images: image001.jpg; image002.jpg; image440564.jpg; image231952.jpg

Kind regards

Gary

Gary Bloxsome | Partner

Blackfords LLP | 15 Old Bailey | London | EC4M 7EF
DX 161400 Old Bailey 5 | 020 3427 3343 | www.blackfords.com



COVID-19 – Please see our website [here](#) for our updated position in relation to Coronavirus.

In the meantime if you need to speak to one of our lawyers, please leave a voicemail by dialling 020 8686 6232 where we will respond to the messages in the order they are received or by emailing your enquiry to covid@blackfords.com

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On 19 Aug 2020, at 18:19, [REDACTED] <[REDACTED]> wrote:

External email: is it safe to open attachments and links?

Received, thank you. We'll speak with you then.

[REDACTED]

From: Gary Bloxsome [REDACTED]
Sent: Wednesday, August 19, 2020 12:39
To: [REDACTED] <[REDACTED]>
Cc: [REDACTED]; Jennifer Richardson <[REDACTED]>; Daniel Cundy <[REDACTED]>
Subject: Re: Reference materials further to our call

Yes

Same dial in details as before.

Regards

Gary Bloxsome | Partner

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On 19 Aug 2020, at 17:36, [REDACTED] wrote:

External email: is it safe to open attachments and links?

Gary,

Are we still planning to speak via phone tomorrow at 2:30 London time?

Regards,

[REDACTED]

From: Daniel Cundy <[REDACTED]>
Sent: Sunday, August 09, 2020 12:30
To: [REDACTED]
Cc: [REDACTED]; [REDACTED]; Gary Bloxsome
[REDACTED]; Jennifer Richardson [REDACTED]
Subject: Reference materials further to our call

Dear [REDACTED]

Apologies for the slight delay.

Please find attached an extract from The Decision Procedure and Penalties manual (DEPP 7) from the Financial Conduct Authority handbook – drawing attention to 7.2.14. This practice and approach resonates with the law as set out in *United States v. Allen*, 864 F.3d (2d Cir.2017). We also attach an extract from the publication '*Montgomery and Ormerod on Fraud: Criminal Law and Procedure*' (2008) which summarises the approach taken by the Serious Fraud Office (see A7-327) to the limitations and protections on use when their compulsory powers are used in MLAT requests, an approach which reflects such cases as *Kastigar v. United States*, 406 U.S. 441 (1972) as well as decisions in UK domestic law. We reiterate the protection at Article 7 (2) of the MLAT treaty although there is no need to attach it.

Kind regards

Daniel Cundy | Partner

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