

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION
COMMERCIAL COURT

Claim No 2010 Folio 706

BEFORE MR JUSTICE TEARE

DATED 19 APRIL 2013

BETWEEN:

JSC BTA BANK



Claimant/Applicant

- and -

(1) MUKHTAR ABLYAZOV
(2) ZHAKSYLYK ZHARIMBETOV
& OTHERS

Defendants

ORDER

UPON THE APPLICATION of the Applicant (the "Bank") by application notice dated 24 January 2013

AND UPON HEARING Counsel for the Bank and Counsel for Mr Ablyazov

AND UPON READING THE ORDER made by Mr Justice Teare dated 29 February 2012 (the "Debarring Order")

AND UPON READING THE ORDER made by Lords Justice Maurice Kay, Rix and Toulson dated 7 November 2012

AND UPON READING THE ORDER made by Mr Justice Teare dated 9 November 2012

AND UPON the First Defendant/Respondent ("Mr Ablyazov") being debarred from further defending this action and the Bank being at liberty to enter judgment against him under paragraph 3 of the Debarring Order

AND UPON READING the evidence recorded in the Court file as having been read

IT IS ORDERED THAT Judgment is entered against Mr Abyazov as follows:

1. Mr Abyazov do by 4pm on 3 May 2013 pay to the Bank:
 - a. the sum of US\$1,181,731,078.17 pursuant to the Claim Form issued on 17 June 2010 as amended on 21 January 2011;
 - b. the additional sum of US\$374,493,834.10 in interest calculated at the rate of 7.3% per annum for the period up to and including 19 March 2013; and
 - c. the further additional sum of US\$341,090.39 per day continuing interest accruing at the judgment rate of 8% per annum from 19 March 2013 until payment.
2. Mr Abyazov do pay the Bank's costs of the claim against him (including the costs of this Application) on the standard basis, such costs to be subject to detailed assessment if not agreed. Interest on costs shall accrue at the rate of 8% per annum from 19 March 2013.
3. Certificates be issued, pursuant to CPR r.74.12 and Article 54 of Regulation 44/2001, in relation to this order. Such certificates shall, as appropriate, attach an office copy of this order. The said certificates shall be signed by a Master of the Queen's Bench Division (with liberty to apply).

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IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

COMMERCIAL COURT

BETWEEN

JSC BTA BANK

CLAIMANT

AND

- (1) MUKHTAR KABULOVICH ABLYAZOV**
- (2) ZHAKSYLYK ZHARIMBETOV**
- (3) GRANTON TRADE LTD**
- (4) BRANDEN & ASSOCIATES LTD**
- (5) ALDRIDGE VENTURES LTD**
- (6) ZAFFERANT PARTNERS INC**
- (7) FOREST MANAGEMENT LTD**
- (8) LOGINEX PROJECTS LLP**
- (9) INCOMPRO MANAGEMENT LTD**
- (10) PERSPECTIVE COMMUNICATIONS
INC**
- (11) AUSTIN UNIVERSAL INC**
- (12) MADEN HOLDING INC**

DEFENDANTS

ORDER

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Claimant's solicitors