

Claimant/Respondent
P N Sherrell
Twentieth
Exhibits PNS-165 – PNS-174
1 February 2024

Claim No. IL-2021-000019

**IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
INTELLECTUAL PROPERTY LIST (ChD)**

B E T W E E N:

CRYPTO OPEN PATENT ALLIANCE

Claimant

- and -

CRAIG STEVEN WRIGHT

Defendant

TWENTIETH WITNESS STATEMENT OF PHILIP NATHAN SHERRELL

I, PHILIP NATHAN SHERRELL of Bird & Bird LLP, 12 New Fetter Lane, London EC4A 1JP, say as follows:

Introduction and overview

1. This statement is made in response to Dr Wright's very recent application dated 29 January 2024 to rely on yet further new documents that were not disclosed at the appropriate time for disclosure.
2. I am the same Phillip Nathan Sherrell who has made 19 previous statements in these proceedings. I am the partner at Bird & Bird with conduct of this matter on behalf of COPA and I am authorised to make this statement on COPA's behalf. The facts and matters to which I refer in this witness statement are true, where they are within my knowledge. Otherwise, they are true to the best of my knowledge, information and belief and I state the source of my knowledge. In providing the

evidence in this statement, I have not been authorised to waive any privilege of COPA and I do not do so.

3. Shortly after the exchange of skeleton arguments on Monday 29 January, Dr Wright made a further application to rely on documents that were not disclosed at the proper time. This new application (the “**Application**”) therefore comes at the eleventh hour, and the only way that we have been able to address it in the time available is by way of this witness statement.
4. It has become a familiar experience in this case to meet a major deadline such as the exchange of skeletons or evidence, only for Dr Wright to seek to add further reliance material an hour or two later such that it could not be addressed in a timely manner. So it is in this case. As the Court will be aware, this is now the fourth set of documents that Dr Wright has relied upon:
 - 4.1. First, there were his original set of reliance documents, which were disclosed and nominated at the proper time. These were addressed in the first Madden Report and found to consist substantially of inauthentic documents (a finding with which Dr Wright’s own expert, Dr Placks, largely agreed).
 - 4.2. Then, Dr Wright sought (and received) a second chance from the Court. He responded to the expert evidence by ‘discovering’ a new drive, from which he produced 97 New Documents as his second-chance Reliance Documents – for which permission was sought (and granted) at the PTR. Most of these were found to be inauthentic by way of the Fourth Madden Report and were agreed by Dr Wright’s own expert witness, Mr Lynch, to have been created in September 2023.
 - 4.3. A little after ‘discovering’ those documents, Dr Wright discovered a third tranche of documents, his LaTeX files, and added a request for permission to rely on these at the PTR (though he would not disclose them beforehand). These third-chance reliance documents were said by Dr Wright and his solicitors to be of critical importance, yet were found to be entirely inauthentic by way of the Rosendahl report, and by agreement with Dr Wright’s own expert witness (Mr Lynch). These files were also said by Dr Wright to have no metadata: however, metadata did in fact exist and was available through Overleaf. Once that was (very belatedly) provided, it showed that Dr Wright had edited the LaTeX files in November and December 2023 (as is well summarised in MacFarlanes’ letter to the Court of 23 January 2024 and the raw data annexed to it: {AB-A/5/57}).
5. Following receipt of the various expert reports in relation to the 97 New Documents and the LaTeX Files, Dr Wright now seeks to rely on a yet further, extremely late, fourth tranche of 24 documents (the “**the Application Documents**”).

6. All told, Dr Wright has had the benefit of well over 1,500 pages of expert evidence explaining the various ways in which forgeries can be detected in digital documents. However, for the reasons explained below, the Application Documents appear to be no more authentic nor probative than the three sets of reliance documents referred to above.
7. To the contrary, the Application Documents actually appear to contain picture evidence of Dr Wright in the process of creating his BDO Drive (the supposed time capsule from 2007) a few months ago.

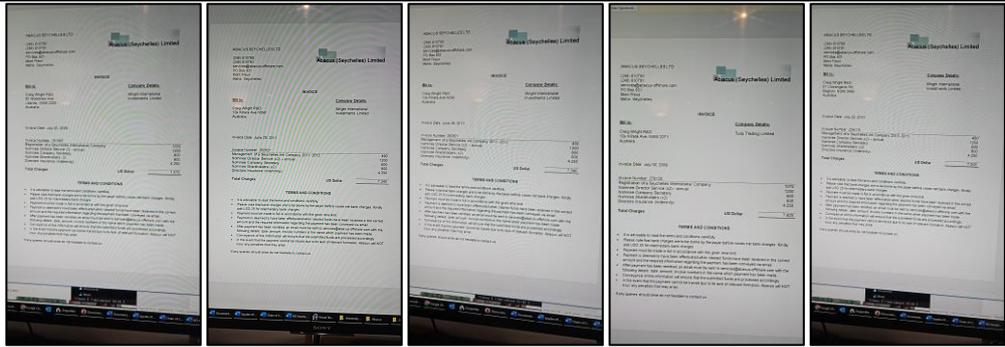
Summary of COPA’s position

8. COPA resists the Application on the basis that this disclosure has been provided incredibly late and there is absolutely for no good reason for admitting these documents. These documents contain relevant keywords and - had they existed at the time for proper disclosure - they should and would have been disclosed. Furthermore, to allow Dr Wright formally to rely on them would require the preparation of a yet further expert report on behalf of COPA, whilst its legal team is in trial, and increase the time required for argument and cross-examination at trial. Given that, for the reasons explained below, the documents themselves would be of no assistance to the Court at all, COPA considers that the Court should resist the temptation to give Dr Wright yet another chance.
9. COPA has not yet been able to obtain a forensic analysis of the Application Documents, but at this stage I do not think that such analysis is necessary to show that they would not be of assistance to the Court. In this statement, I aim to show the Court existing factual points that undermine the reliability and/or evidential value of the Application Documents.
10. To some extent this will mean taking the Court through other documents in the case with screenshots – this is best done in statement form because it requires e.g. freeze-framing of videos and zooming in to pictures, which is not practical in a court bundle.

Overview of the Application Documents

11. The Application Documents can be grouped into the following categories:

<i>{ID_006564}, {ID_006566}, {ID_006567}, {ID_006568}</i>	The “Papa Neema” emails , allegedly sent from “Denis Mayaka” in September 2023.
<i>Five “WhatsApp” photographs dated 10 September 2023</i>	“Papa Neema’s” 10 September photos. Some photographs of a computer screen, attached to the “Papa Neema” emails, which I will explain further below:



“Papa Neema’s” email attachments. Five other attachments to the “Papa Neema” emails:

{ID_006488}-
{ID_006491}

{ID_006565}

- Word Documents made out to appear as if they were invoices created by Abacus (Seychelles)
- A PDF called “Timecoin 2”

{ID_006471},
{ID_006472},
{ID_006492},
{ID_006493}

VMWare Settings. Documents relating to the settings of Dr Wright’s purported VMWare setup in relation to his BDO Drive.

{ID_006473}
{ID_006474}
{ID_006475}

2008 Emails. Some emails from 2008 regarding Dr Wright’s computer at the time

{ID_006476}-
{ID_006479}

2013-2015 Emails. Some isolated emails from 2013-2015 (and one attachment)

{ID_006484}
{ID_006485}
{ID_006486}

Actual documents from Northumbria University. Scans of hard copy documents relating to Dr Wright’s LLM dissertation, provided by the University of Northumbria)

{ID_006487}

A document admittedly not from Northumbria University. Scans of a hard copy relating to Dr Wright’s LLM Proposal (originally said to be from the University of Northumbria, but now accepted not to be)

12. I take these categories one by one below.

The “Papa Neema” emails

13. These emails are a partial chain of correspondence between Dr Wright and “Papa.Neema@gmail.com”. Dr Wright explains his account of these emails in his Eleventh Witness Statement at paragraphs 272ff {CSW/1/50}, in summary saying that:

- 13.1. “Papa.Neema@gmail.com”, is Denis Mayaka, a Seychelles lawyer previously with Abacus (Seychelles) (who lives in Kenya).
- 13.2. He contacted “Papa Neema” to ask for copies of invoices relating to his companies “Wright International Investments Limited” and “Tulip Trading Limited” (“**WIIL**” and “**TTL**”).

- 13.3. Papa Neema responded at first by sending over photographs of a computer screen showing the documents, on 10 September 2023. These are the five “Papa Neema”’s **Photographs** referred to above.
- 13.4. When pressed, “Papa Neema” sent further documents in native form. These are “**Papa Neema’s Email Attachments**” referred to above.
- 13.5. Dr Wright suggests that these are probative of his incorporation of those two companies in 2009.

14. To put these points into some context:

- 14.1. There is no indication in any disclosure document, or any other evidence at all, that “Papa Neema” is Denis Mayaka, other than Dr Wright’s say-so. There is no corroborating independent evidence to that effect. Gmail accounts are free to create and do not require any authentication of the name associated with them. It is entirely possible that it was simply set up by Dr Wright for the purpose of creating evidence. This also appears to be what in fact has happened, for reasons explained below.
- 14.2. Dr Wright has disclosed documents related to the incorporation of TTL and WIIL already in this action. They are backdated and manipulated documents, as established by reference to a host of different forensic techniques from inspection of basic metadata through to comparative analysis of extracted images: See Mr Madden’s Appendix PM14, from paragraphs 14 to 195 inclusive {H/73/6-76}; see also the whole of Mr Madden’s Appendix PM48 {H/304/1}. Dr Placks has agreed with Mr Madden’s analysis {Q/4/4}.
- 14.3. Dr Wright did not have those companies incorporated in 2009. They were incorporated in 2009 by Abacus (Seychelles) and remained inactive as shelf companies. As Mr Madden explains, it was possible to extract the original text from the manipulated documents disclosed, which demonstrates that Dr Wright actually purchased WIIL and TTL in 2014 as pre-aged ‘vintage’ shelf companies.
- 14.4. Abacus Seychelles does a trade in selling aged shelf companies. It advertises the sale of ‘vintage’ shelf companies on its website and has done for many years, including as follows:



Abacus Seychelles advertisement on its website from 2013, archived at <https://web.archive.org/web/20150130105930/http://abacus-offshore.com/wp-content/uploads/2013/09/bottle-img1.png>¹



Abacus Seychelles advertisement in its website from 2015, archived at <https://web.archive.org/web/20150817035449/http://abacus-offshore.com/lp/images/bottleAndText.png>²

Date and Time zone of the “Papa Neema” emails

15. The date of the “Papa Neema” emails (10 September 2023 onwards) is very close in time to when the BDO Image BDOPC.raw was being edited before being forensically imaged (12-20 September 2023) as detailed in Madden 4 and summarised at paragraph 13.c. of that report {G/6/8}.
16. The “Papa Neema” emails appear to have been sent in the same time zone as that of Dr Wright. That is to say, both sides of the conversation are using the GMT+0100 time zone. This is clear from the following information.
17. First, two emails timed 19 minutes apart show the same time zone. The screenshot below shows two emails in the chain {ID_006564}.eml. Looking at them in reverse, the lower one shown is the line added by Dr Wright when replying to “Papa Neema”. The higher one is the line added by “Papa Neema” when replying to Dr Wright. Both are placed automatically when replying to the email, based on the local time zone of the user. Both show that they were sent within the same hour – there is no sudden jump between time zones:

¹ A capture of this page is available at **Exhibit PNS-165**

² A capture of this page is available at **Exhibit PNS-166**

On Sun, Sep 10, 2023 at 1:58 PM Craig Wright <craig@rcjbr.org> wrote:
Denis,
Please send original files and not a screenshot or photograph of them.

Thank you.
Craig

On Sun, Sep 10, 2023 at 1:39 PM Denis Mayaka <papa.neema@gmail.com> wrote:
Hello Stefan

I trust you are well.

18. Second, the email header itself shows that “Papa Neema’s” time zone is UTC+0100 (emphasis added):

```
From: Denis Mayaka <papa.neema@gmail.com>  
Date: Sun, 10 Sep 2023 15:09:52 +0100  
Message-ID: <CAA9LtaBw7_YUAev0P--HJXnQR87Q6UYo96=bHwia3EBmcyFpKw@mail.gmail.com>  
Subject: Re: Requested invoices  
To: Craig Wright <craig@rcjbr.org>  
Cc: STEFAN@taal.com, Ramona Watts <ramona@rcjbr.org>  
Content-Type: multipart/mixed; boundary="000000000000979a10060501c516"
```

19. The last line of that excerpt also contains an embedded timestamp in the “boundary” code. Following the same approach discussed by Mr Madden in his reports, a colleague of mine has decoded the timestamp; I am informed that it decodes to Sunday 10 September 2023 14:10:19 UTC, i.e. it precisely matches the recorded time zone above, if you account for a +0100 offset.

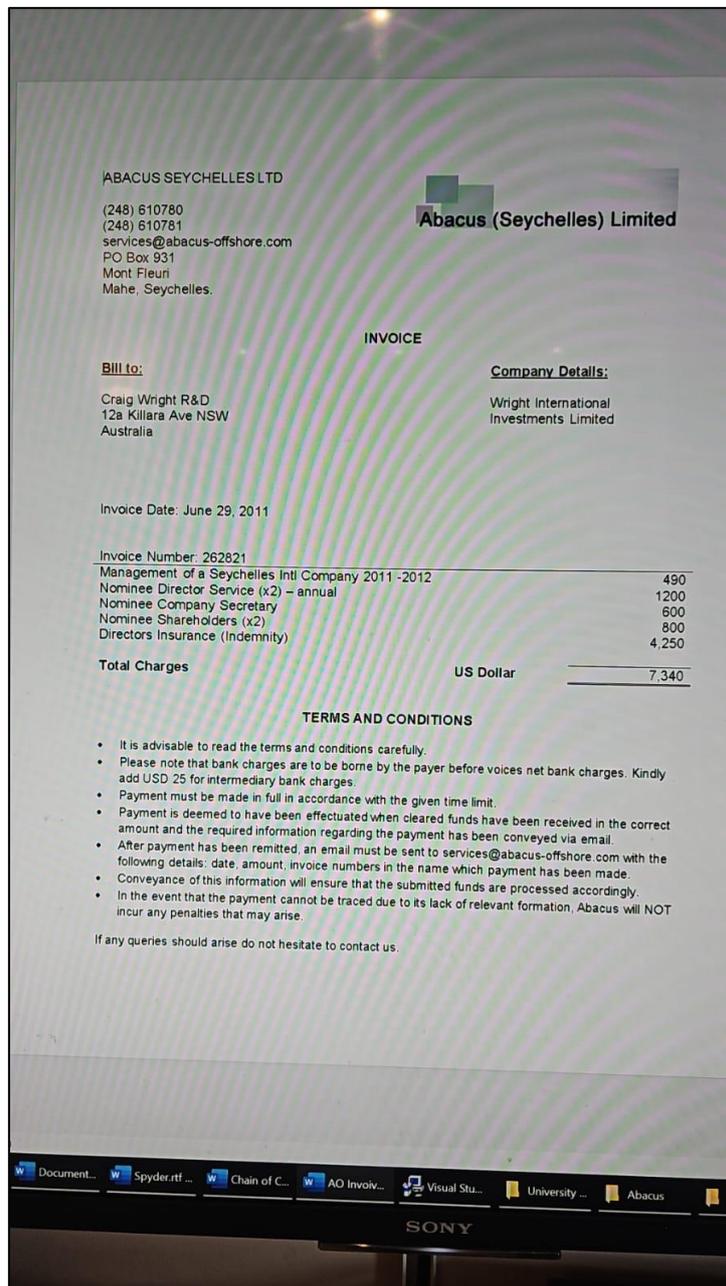
20. “Papa Neema” therefore appears to be using the same time zone as Dr Wright – London time. Dr Wright says that Mr Mayaka is now in Kenya (Wright 11, paragraph 263). The time zone in Kenya is GMT+0300 (and the time in the Seychelles is GMT+0400). Neither is consistent with London time.

No Provenance for “Papa Neema” emails

21. The “Papa Neema” emails are thus provided entirely without provenance or context; they are just some emails from a free Gmail account which has never previously been mentioned anywhere in disclosure or other evidence in this case. There is good reason to doubt their authenticity based on the findings set out above, and further provenance can be established just by looking at the five “Papa Neema” 10 September photographs, as follows.

The “Papa Neema” 10 September Photographs

22. The “Papa Neema” 10 September Photographs are attachments to {ID_006567} and can be found at **Exhibit PNS-167**. They are dated in their filenames with a timestamp of 10 September 2023 at 15:13.20 to 15:12.21, named as “WhatsApp” attachments. For ease of reference, an example is shown below:



23. Dr Wright states at paragraph 279 of his Eleventh Witness Statement {CSW/1/52} that:

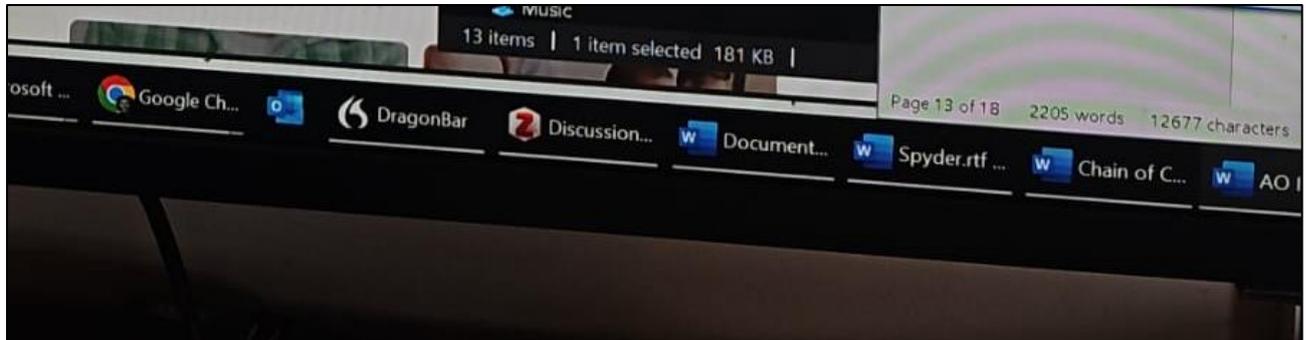
“The photographs Mr Mayaka [i.e. “Papa Neema”] sent me are not photographs of my computer monitor and are not photographs showing work I was doing on a computer at the time.”

Having looked at the photos (and knowing the disclosure and previous evidence in the case), I believe this is untrue: the photos literally are just photographs of Dr Wright's screen and are showing the work he was doing on his computer at the time.

24. I say this, because of the following evidence visible in the photographs. There are three types of indications which I take in turn below.

First indication: Software in use and documents being edited

25. The clearest indication that this is Dr Wright's computer is that the software in use in the "Papa Neema" photographs corresponds directly to software which we know was being used by Dr Wright at or around the same time. By looking at the taskbar of the images, it is possible to discern several applications and files that are in use on the screen:



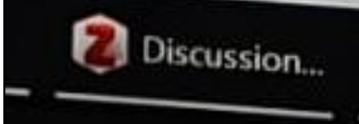
26. All of these precisely fit the evidence in relation to Dr Wright's story and features of this litigation. Although Dr Wright implies in his 11th witness statement that these photographs might be taken by Mr Ager-Hanssen or Mr Mayaka, none of these indications are consistent with Mr Ager-Hanssen or Mr Mayaka being the owner of the computer. In particular:

Element of “Papa Neema’s” photographs (September 2023)	Evidence of Dr Wright’s usage (September 2023)
	<p>The taskbar indicates that Windows 10 is being used (as Dr Wright acknowledges in his Eleventh Statement and is not in dispute). As is clear from Mr Madden’s Fourth Report (Madden 4 at [48ff] {G/6/17}), Dr Wright was also using Windows 10 to edit the Samsung Drive and BDO Image in September 2023, while the clock was backdated to 2007, and that this was used to create RTF documents and also to delete documents (as to which see below).</p>
	<p>A MS Word document called “Chain of C...” is open for editing. I assume this is ‘Chain of Custody’, and Dr Wright also draws this connection at paragraph 278 of his 11th witness statement.. 10 September 2023 was the week before the hearing of COPA’s chain of custody application in this litigation. The obvious inference is that Dr Wright was working on the litigation document in this photograph.</p>
	<p>This is the installer for Visual Studio, a computer code compiler and development application. Dr Wright pleads in his Defence that he used Visual Studio to write the Bitcoin software (Defence paragraph 20(3) {A/3/8}), and it is addressed in various places in his evidence. Judging by their LinkedIn profiles, neither Mr Ager-Hanssen nor Mr Mayaka are software engineers.</p>
	<p>A document is open for editing called “Spyder.rtf”. Mr Madden managed to recover a deleted file from the Samsung Drive called “Spyder.rtf”, which had been backdated to 2017. Moreover, he also managed to recover a deleted temporary lock file, showing that the document Spyder.rtf itself had been opened for editing with the clock backdated, during September 2023. The deleted lock file recorded the identity of its author as “<i>Craig S Wright</i>”. See Madden 4 at [55.a-b] {G/6/20}.</p>
	<p>A folder is open called “University...”. Mr Madden found that two archived folders of documents had been deleted from the Samsung drive called “University.rar” and “Universityo.rar”. The deletion activity had also been backdated to 2017. This seems to be a photo of Dr Wright viewing his “University...” folder. See</p>

Element of “Papa Neema’s” photographs (September 2023)	Evidence of Dr Wright’s usage (September 2023)
	Madden 4 at [55.b] {G/6/21}. On any view, it appears to be a file relating to University work of some sort, which is consistent with Dr Wright’s prolific collection of University degrees.
	I have addressed below the matter of what appears to be Dr Wright’s face logged in on the Google Chrome button.
	<p>This is the “DragonBar” application, a feature of Dragon NaturallySpeaking dictation software. Dr Wright is a user of Dragon software, which he is known to use to dictate his documents. Dr Wright avers as such in his Skeleton Argument for trial.</p> <p>Several of Dr Wright’s New 97 Documents are .DRA files, which are files created by that program. It is a matter of expert agreement that most of those documents are manipulated, and were backdated during a September 2023 editing session {Q/6/4}</p> <p>Mr Madden recovered deleted files (InfoDef09.raw and from within BDOPC.raw) with deleted metadata showing them to have been created on 12 September 2023 with the clock backdated to 2007, using Windows 10 software. The files were created with Dragon dictation software. The user of the Dragon dictation software is recorded in those files’ metadata as “<u>CSW</u>”. See Madden Appendix PM46 at [15]-[25] {H/278/5}.</p> <p>Dr Wright acknowledges in his Eleventh Witness Statement that he is a user of Dragon software but states that this is a different version to the version he uses (which he says is “Dragon Legal”).</p>

Element of “Papa Neema’s” photographs (September 2023)	Evidence of Dr Wright’s usage (September 2023)
	<p>A quick search online establishes that the Dragon Legal logo looks like this (video from https://www.nuance.com/dragon/dragon-for-pc/how-to-videos.html)³</p>  <p>That screenshot is from a video which is a product demonstration tutorial for Dragon Legal and is all about Dragon Legal. It shows Dragon Legal in action:</p> 

³ A capture of this page is available at **Exhibit PNS-168**

Element of “Papa Neema’s” photographs (September 2023)	Evidence of Dr Wright’s usage (September 2023)
	 <p>The DragonBar application has exactly the same logo in Dragon Legal (Dr Wright’s admitted version of the software that he uses) as the version shown in “Papa Neema’s” photographs. Zooming in to the video screenshots shown above, as the subtitle rightly says, “you’ll notice what’s referred to as the Dragon Bar” in Dragon Legal:</p>  <p>“Papa Neema” thus appears to be using an identical program to the Dragon Legal software used by Dr Wright.</p>
	<p>The “Papa Neema” photos also show the logo for the software “Zotero”. The following logo is taken from the Zotero website for comparison:</p>

Element of “Papa Neema’s” photographs (September 2023)	Evidence of Dr Wright’s usage (September 2023)
	<div data-bbox="810 421 1230 613" data-label="Image"> </div> <p data-bbox="592 645 1437 972">According to various sources online, including the Zotero website and Wikipedia, Zotero is free software for managing references and bibliographies (including footnotes etc.), which integrates with Microsoft Word and is used in academic publications for citing articles. The Zotero Wikipedia page https://en.wikipedia.org/wiki/Zotero is reproduced as Exhibit PNS-169.</p> <p data-bbox="592 1043 1437 1624">Examining the same recovered documents referred to above (those which used Dragon software), Mr Madden found that Zotero software was also used in creating those documents on 12 September 2023. Specifically, it was Zotero version 6.0.27, which was not released until 5 September 2023 (and the following version, 6.0.28, was released on 11 October 2023 – see https://www.zotero.org/support/changelog (Exhibit PNS-170). For completeness, the page https://www.zotero.org/download/ (Exhibit PNS-171) shows that the icon for Zotero 6 (Dr Wright’s version in his deleted documents from September 2023) is the same icon shown in “Papa Neema’s” screenshots:</p>

Element of “Papa Neema’s” photographs (September 2023)	Evidence of Dr Wright’s usage (September 2023)
	

27. The software and documents shown to be in use on the computer shown in “Papa Neema”’s photographs are therefore identical to software and documents known to have been used by Dr Wright during the same period in which the photographs were taken. That includes unusual software (dictation and academic referencing software) and documents which are plainly connected to this case (Spyder.rtf, Chain of custody).

28. It is not plausible that the other people Dr Wright points to were using this software. Based on their LinkedIn profiles, Mr Ager-Hanssen and Mr Mayaka are not academics (who might use Zotero to reference sources), and there is no reason to believe that they use Dragon Dictate (as Dr Wright does). There is also no reason to believe that they would be editing “University”, “Spyder.rtf” (files deleted from within Dr Wright’s BDO ‘time capsule’) or editing the Chain of Custody document for use in these proceedings, while at the same time installing Visual Studio for software coding (i.e. Dr Wright’s preferred compiler).

Second indication: the monitor itself

29. In one of the “Papa Neema” photographs, the frame of the monitor can be clearly seen:



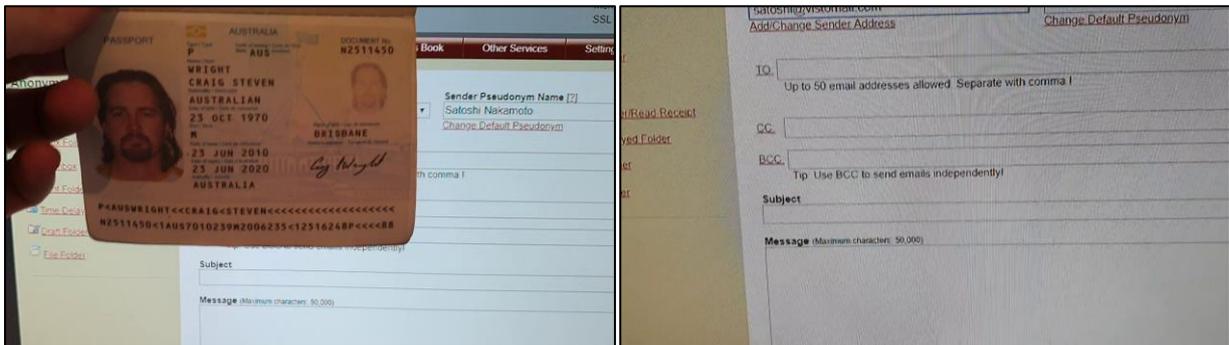
30. The photograph shows:

30.1. The “SONY” logo and brand  ;

30.2. The shiny metallic bar underneath the monitor  ; and

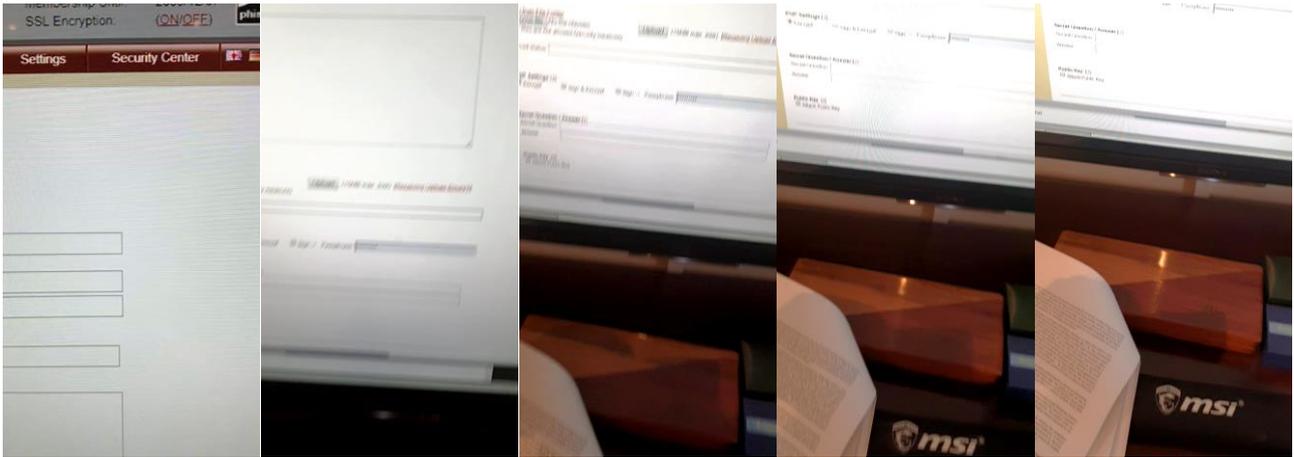
30.3. The position of the monitor, which is angled close to the wall behind.

31. Dr Wright has previously shown videos of his own computer monitor in this claim: Exhibited to his Fourth Witness Statement as Exhibits CSW10 {F/153} to CSW13 {F/156} are a set of videos in which Dr Wright films his computer screen and holds up his passport:



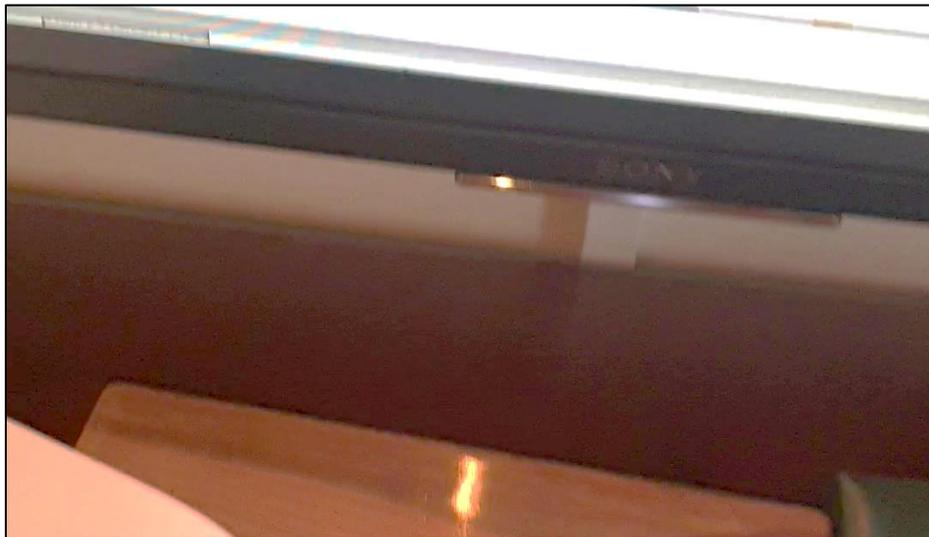
Screenshots from Dr Wright’s videos

32. At the very end of the video titled *20190607_132440 1.mp4* (Exhibit CSW11, {F/154}), for a few frames in about half a second, Dr Wright pans his phone downward and catches the edge of his computer monitor, the wall, and his desk in the shot:



Above: Sequence of frames from the last half-second of Dr Wright’s exhibited video of his own monitor, as he pans his camera down towards the desk

33. Zooming in to one frame from that sequence:



34. This shows, again:

34.1. The “same SONY” logo and brand  ;

34.2. The same shiny metallic bar underneath the monitor  ; and

34.3. The same position, angled closely against the wall behind.

35. Below is a side by side comparison of Dr Wright’s monitor and the “Papa Neema” photographs (though it is accepted these are in different lighting conditions and angles):



36. Sony monitors are not uncommon, but, bearing in mind the image quality limitations of the stills taken from Dr Wright's photos, I believe one can fairly conclude that the "Papa Neema" monitor is (at least) very similar to Dr Wright's monitor.

Third indication: Dr Wright's Profile picture

37. Zooming in to the taskbar at the bottom of the screen, it can be seen that Google Chrome has a profile picture of the person logged in to it, visible in various of the "Papa Neema" photographs:



38. This seems to be Dr Wright's face – and it certainly isn't Mr Mayaka's. The picture is small, but based on other photographs that Dr Wright has disclosed of his own screen showing himself logged into Google Chrome, it seems to be an identical picture to his normal Google profile photograph. Specifically, on 29 December 2023 Shoosmiths provided a PDF prepared by Dr Wright called "Bitcoin WhitePaper Cookbook" with instructions on how to compile his LaTeX

software. The Cookbook document is shown at **Exhibit PNS-172**. That contains images of Dr Wright’s web browser taken by Dr Wright with his face on them:

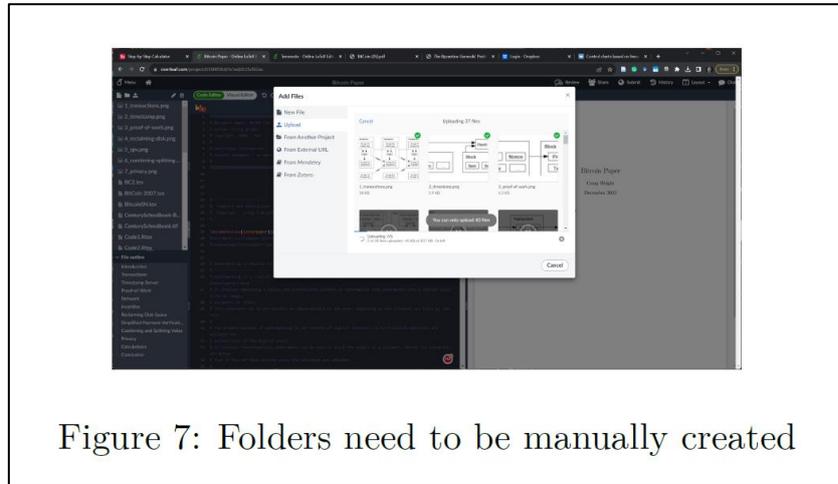
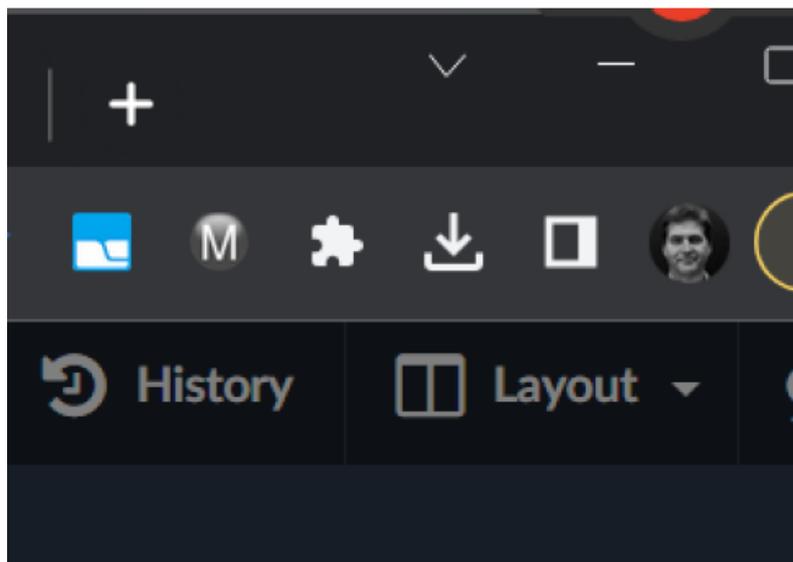


Figure 7 of Dr Wright’s “Cookbook” showing Google Chrome open on his screen



Magnification of top-right corner of that same Figure 7 Cookbook image, showing Dr Wright’s Google Chrome profile picture in high resolution



Comparison: Dr Wright’s “Cookbook” (Left) vs the “Papa Neema” profile photo (Wright)

39. Although pixelated, the resemblance is clear. On any view, it is much closer to Dr Wright’s image than to either Mr Ager-Hanssen or Mr Mayaka – whom Dr Wright implies in his Eleventh

Witness Statement may have taken the photographs. It is worth pointing out that neither Mr Ager-Hanssen nor Mr Mayaka look anything like Dr Wright: ⁴



Comparison: Mr Ager Hanssen (Left) vs Mr Mayaka (Middle) vs Dr Wright (Right)

Conclusion on “Papa Neema”’s identity

40. For the reasons set out above, I believe that one can fairly conclude that “Papa Neema” is in fact Dr Wright. The “Papa Neema” 10 September Photographs appear to be photos of Dr Wright’s own computer screen, and to have been taken by him *while he was actually in the process of creating forged documents* (which have since been debunked by both parties’ experts). I am aware that this is an extraordinary conclusion and should stress that it is advanced not on the basis of my own technical expertise, but as a matter of logical deduction based on the matters set out above. COPA would of course wish to ensure that they are explored in detail by Mr Madden, should this new evidence be admitted. I note that at that point at creating the “Papa Neema” photographs, Dr Wright would not have been aware of Mr Madden’s findings in his 4th report. He also would not have known then that the BDO Drive and Samsung Drive would be provided in full form for forensic analysis (allowing recovery of their deleted data) – as he had previously resisted any data sources being provided in this way, allowing only individual documents to be analysed. Without the full access, the findings that I mentioned above relating to the Windows 10 recycle bin, Zotero, Dragon Dictate, and the September 2023 editing session would not have been possible, and the “Papa Neema” photographs would not have been capable of being linked to Dr Wright in this way.

“Papa Neema’s” email attachments

41. Four of the “Papa Neema’s” email attachments are invoices made out to look like they are from Abacus, evidencing annual bills for accounting services in relation to the vintage shelf companies bought by Dr Wright in 2014 (but which Dr Wright will argue were actually created in 2009). Both WIIL and TTL are claimants in various of Dr Wright’s actions before this court. (There has also

⁴ Profile pictures taken from Mr Ager-Hanssen’s LinkedIn profile (<https://www.linkedin.com/in/ager-hanssen/>) and Mr Mayaka’s LinkedIn profile (<https://www.linkedin.com/in/denismayaka/>). See **Exhibits PNS-173** and **PNS-174**.

been separate fact evidence before the Court in those other proceedings in relation to the incorporation of TTL: Elliss 6 at 28, {S1/1.29/10}).

42. The ‘Abacus Invoices’ are digitally signed with embedded dates. Dr Wright exhibits a report from Stroz Friedberg (Exhibit CSW24, {F/170/1}). The Stroz Friedberg Report shows that:

42.1. a digital signature dating to 2011 was used to sign invoices that date on their face to 2009.

42.2. the digital signatures are not reliable, and can easily be backdated by setting the computer clock back, and shows instructions of how to achieve that.

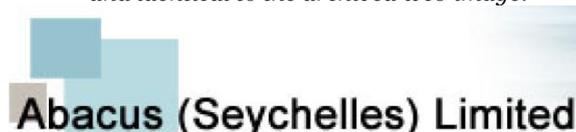
43. The Stroz Friedberg Report is striking, because what it says is ‘yes these documents are dated 2011, but this date could be faked’. It would appear that Dr Wright knew that he would have to adduce evidence of the reliability of these documents in order to persuade the Court to admit them. Yet Stroz Friedberg (being aware of Dr Wright’s manipulation of documents from their previous work) accept that the dates of these documents (which are central to them having any probative value) are not reliable.

44. The digital signatures are thus unreliable indicators based on the evidence Dr Wright has himself put before the Court. The only other information that links these documents to Abacus is the inclusion of a logo and contact details on the header, but that logo is easily downloadable from the Wayback Machine alongside the contact details, and is a pixel-by-pixel match for the downloaded file:



Above: Abacus logo downloaded from the Internet Archive Wayback Machine at https://web.archive.org/web/20111129210507if_/http://www.abacus-offshore.com/assets/images/logo.jpg -- the same **284 x 67 pixel** image as used in Dr Wright’s “Papa Neema” invoices.

Below: The logo image used in “Papa Neema’s” invoices – **284 x 67 px** and identical to the archived web image.



45. The documents are therefore unreliable in their source, unreliable in their dates, and it is a simple matter to mock them up.

46. Finally, “Papa Neema” attaches a document called “*Timecoin 2.pdf*”. Dr Wright says that this is another version of the “Timecoin White Paper” which is {ID_000254} and was shown to be inauthentic in the first Madden Report. Dr Wright says that this new document is less likely to be altered because it is password-protected (he does not explain why the addition of a password improves the reliability of a document). However:

46.1. This new Timecoin document is dated to April 2009, which is several months after Satoshi Nakamoto first released his Bitcoin White Paper (October 2008) and which was free to download online continuously from Bitcoin.org (at least, until Dr Wright secured an injunction from this Court restraining that website from publishing the White Paper). Even if completely authentic, therefore, it would not be probative of Dr Wright’s case.

46.2. The document is not similar to {ID_000254}. It is formatted differently, and has a different title and wording. It has different metadata from a different date, and is in a different file format.

46.3. It is almost entirely just a sentence-by-sentence paraphrasing of the Bitcoin White Paper, with Dr Wright’s name at the top. Each sentence has been edited, apparently one at a time, to change the text while preserving a similar meaning. But this has resulted in some very odd paraphrasing, which appears to be more akin to computer generated text than Satoshi Nakamoto’s clear and concise writing. For example:

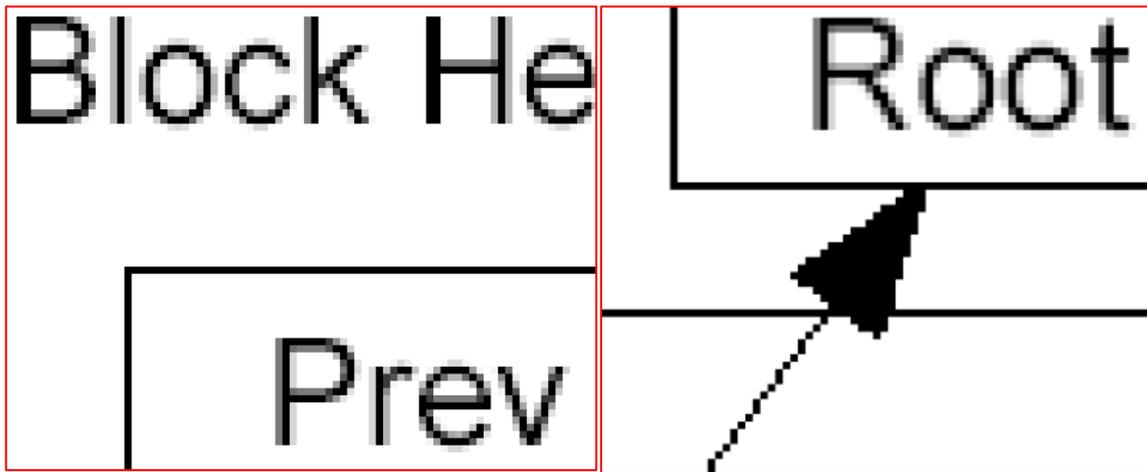
Satoshi Nakamoto’s drafting	Papa Neema’s rephrasing
Nodes always consider the longest chain to be the correct one and will keep working on extending it.	“It’s standard practice for servers to recognise the longest chain as the authoritative version and to continually strive to elongate it.”
The payee needs proof that at the time of each transaction, the majority of nodes agreed it was the first received.	“This way, a recipient can be assured that at the time of each transaction, a majority of network nodes concurred that it was the first of its kind.”
By convention, the first transaction in a block is a special transaction that starts a new coin owned by the creator of the block.	“Traditionally, the inaugural transaction within each block creates a new digital asset that becomes the property of the block’s creator.”

46.4. As can be seen in the extracts above, the tortured rephrasing misses the point. Where Satoshi defines a convention to be put into practice (“*By convention, the first transaction...*”), the rephrasing misunderstands this as a reference to what has happened in the past “*Traditionally*”. Where Satoshi sets rules (“Nodes always consider the longest chain...”) the rephrasing tries to describe something ongoing for so long it has become normal (“*It’s standard practice for...*”). And in the middle example, the rephrasing takes the “first received” broadcast as “*the first of its kind*”.

46.5. I note that in among the odd phrasing, there are also the familiar additions of new material to support Dr Wright’s themes in this case, such as talk of admissibility in court and the jurisdictions in which he has seen litigation:

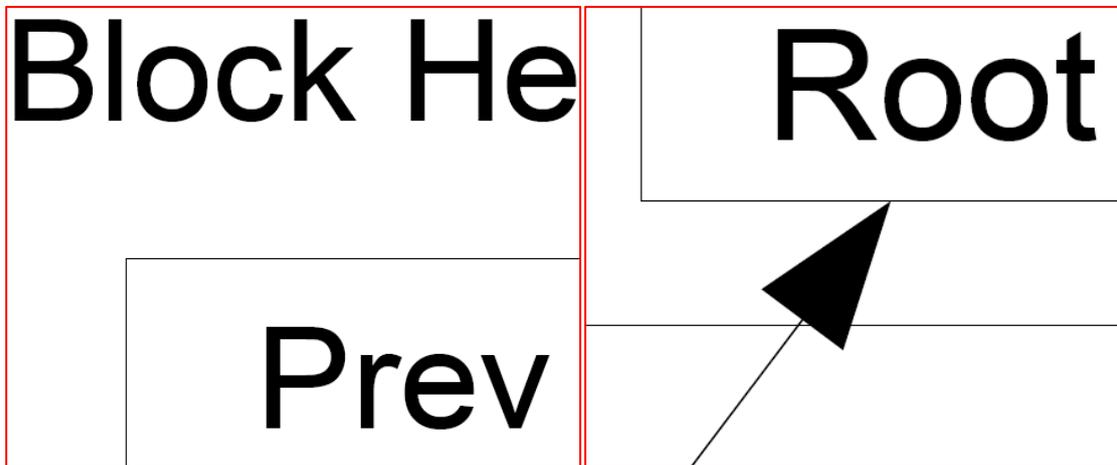
Moreover, commercial nodes have a strong impetus for ethical conduct, as their operational framework neither provides a methodology for pilfering funds nor permits dishonest actions without legal repercussions. The public nature of the transaction records ensures that they are legally admissible in court. This fulfils stringent security and legal criteria, making the system compliant with the regulatory frameworks governing secure financial operations in countries such as the United States, the United Kingdom, and Australia.

46.6. The images in “Papa Neema’s” new Timecoin paper are also not neat line-drawn images like those in the Bitcoin White Paper, but pixellated PNG images as shown in the screenshots below.



Above: Dr Wright’s “Papa Neema” pixellated screenshot images (red borders added)

Below: equivalent line-drawn parts of the real Bitcoin White Paper (red borders added)



47. For the reasons set out above, there is nothing to suggest that the “Papa Neema” email attachments are reliable, nor do I believe they would be probative of anything or of any assistance to the Court, even if they were admitted.

The VMWare Settings

48. Four of the documents are VMWare settings files referred to in Dr Wright’s Twelfth witness statement. Dr Wright seeks to use these to explain why some files on the BDOPC.RAW image were backdated to 31 October 2007, saying that the BDOPC.RAW image was used as a virtual machine and that the settings of that virtual machine were deliberately configured to set the date to 31 October 2007 whenever the virtual machine was run.

49. The files are short technical settings documents. {ID_006471}, which is representative, is 11 lines long and looks like this:

```
snapshot.lastUID = "1"
snapshot.numSnapshots = "1"
snapshot.current = "1"
snapshot0.uid = "1"
snapshot0.filename = "image.raw-Snapshot1.vmsn"
snapshot0.displayName = "Original1193820976484"
snapshot0.createTimeHigh = "277958"
snapshot0.createTimeLow = "465728432"
snapshot0.numDisks = "1"
snapshot0.disk0.fileName = "image.raw.vmdk"
snapshot0.disk0.node = "ide0:0"
```

50. This was put forward by Dr Wright the day before exchange of forensic reports, apparently as a reaction to the findings of his own expert. He did not at that point know about Mr Madden's additional findings (the deleted part-edited versions of the raw file including "image.raw"; the SID and ObjIDs indicating a 17-19 September editing session, and the recovery of many backdated deleted files including those edited by him in his own name – all of which are indications from Mr Madden's forensic analysis in the Fourth Madden Report).
51. His explanation does not therefore explain away the findings of the experts. The experts have agreed that his explanation with respect to the use of VMs does not alter their conclusions and BDOPC.raw was not configured to boot as a virtual machine, and that the VMWare records referred to in Dr Wright's Twelfth Witness Statement indicate connections to "image.raw" and "prior PC" (both of which exist as deleted items on the Samsung drive), and those records do not refer to BDOPC.raw (Madden-Lynch joint report, paragraph 9 {Q/5/3-4}).
52. Therefore the VMWare Settings files now being put before the court are not even consistent with Dr Wright's own explanation.

Documents from Northumbria University

53. These four documents are:
- 53.1. Three scans relating to Dr Wright's LLM Dissertation (which has nothing to do with the Bitcoin White Paper). The scans are copies of documents already disclosed, and these copies are not said (as I understand it) to add anything of a probative nature to those already available (it is not disputed that Dr Wright took an LLM and handed in this dissertation). I do not understand, therefore, them to be of any assistance to the Court.
- 53.2. One further scan, ({ID_006487}) which is a copy of Dr Wright's purported LLM Dissertation proposal document (a version of which has been shown to have been manipulated to include language from the Bitcoin White Paper – See Appendix PM25 to the First Madden Report).
54. In his Eleventh Witness Statement, (Paragraphs 139ff {CSW/1/26}) Dr Wright described how

Ontier had provided Shoosmiths with a box of hard copy documents received from the University of Northumbria relating to his LLM Dissertation. He referred to all four of the above documents as if they were all received from the University.

55. Dr Wright therefore relied on the handing of a box of documents from one law firm to another, as an indication of their authenticity. Dr Wright sought to use this as evidence of authenticity of his LLM Proposal. The clear implication Dr Wright was inviting was that the Proposal (ie the document which contains language of the Bitcoin White Paper) had been sent back to him by the university from its records and was therefore authentic precursor evidence of Dr Wright having written text which ended up in the White Paper.
56. Shoosmiths declined to sign the PD57AC certificate on that witness statement.
57. Dr Wright now accepts in his Thirteenth Witness Statement {E/32/1} that {ID_006487} was not sent by the University. It is just included alongside the University documents as if it had been.
58. Had Dr Wright's Eleventh Witness Statement {CSW/1/1} been allowed to be admitted, it would have suggested the opposite of the truth about {ID_006487}. Now, it is clear that the LLM Proposal document is just a recent scan of the same LLM Proposal which has been discredited by forensic review and has been agreed to be manipulated.
59. These documents are therefore not probative of anything in dispute and will not assist the Court.

The 2008 and 2013-2015 emails

60. These emails relate to:

60.1. Communications in 2008 about Dr Wright asking for a different computer from BDO so he could use virtual machines, and

60.2. Communications in 2013-2015 about Dr Wright's activities relating to Bitcoin.

61. It is not in dispute that Dr Wright may have used virtual machines in 2008. It is also not in dispute that he discussed Bitcoin in 2013-2015: it is known that he sought tax relief in relation to such activities (which is known from the proceedings between Dr Wright and the Australian Tax Office).

62. These documents are irrelevant and will not assist the court.

Summary of the evidence

63. In summary:

63.1. Most of the documents are irrelevant, not probative, and will not assist the Court.

63.2. Those that might have any relevance at all are supplied with a doubtful backstory about "Papa Neema". All the indications point to "Papa Neema" being Dr Wright, emailing himself. Even

without that, the documents are contradicted by Dr Wright’s earlier disclosed documents. Their authenticity is highly doubtful.

63.3.They are all provided extremely late. Many of the documents contain keywords that should have triggered their disclosure; had the documents really existed at the time for proper disclosure, they would have been picked up and disclosed. They were not.

63.4.Dr Wright does not address in his application the need for formal expert review to substantiate these documents (if they were admitted). The only expert examination they are subjected to is a non-CPR 35 report from Stroz Friedberg, which strongly calls the authenticity of some of the documents into question and shows instructions about how to easily fake the same information.

64. Taking the above points and putting them into the same table as set out in the overview section of this statement above:

<p>{ID_006564} {ID_006566} {ID_006567}, {ID_006568}</p>	<p>The “Papa Neema” emails. No provenance; apparent emails from Craig Wright to himself with both parties using the UK time zone.</p>
<p>Five “WhatsApp” photographs dated 10 September 2023</p>	<p>“Papa Neema’s” 10 September photos. Appear to be photos of Dr Wright’s computer, which he sent to himself as “Papa Neema”, which (incidentally) show Dr Wright in the process of forging documents for the BDO Image in September 2023.</p>
<p>{ID_006488} {ID_006491} {ID_006565}</p>	<p>“Papa Neema’s” email attachments. Invoices which are signed with easily backdated timestamps and which are contradicted by Dr Wright’s earlier disclosure.</p> <p>A “Timecoin” PDF which is just a tortured rephrasing of the BWP, with pixellated PNG diagrams</p>
<p>{ID_006471} {ID_006472} {ID_006492}, {ID_006493}</p>	<p>VMWare Settings. Four documents which by expert agreement are irrelevant, and do not even support the story Dr Wright seeks to illustrate by them.</p>
<p>{ID_006473} {ID_006474} {ID_006475}</p>	<p>2008 Emails. Some irrelevant emails. Of no assistance to the Court.</p>
<p>{ID_006476} {ID_006479}</p>	<p>2013-2015 Emails. Some other irrelevant emails. Of no assistance to the Court.</p>
<p>{ID_006484} {ID_006485} {ID_006486}</p>	<p>Actual documents from Northumbria University. Scans relating to matter that is not in dispute and is irrelevant to Bitcoin. Previously used as a way to convey legitimacy to {ID_006487} (below) (unsupported by PD57AC certificate).</p>
<p>{ID_006487}</p>	<p>A document admittedly not from Northumbria University. Scans of a document that is now admitted <u>not</u> to be original from the University but was previously passed off by Dr Wright as if it was. Of no assistance to the court.</p>

65. If these documents were admitted, they would require a yet further round of forensic expert analysis, and would have the strong potential to create side issues which may derail (and would certainly lengthen) the trial. They are unsupported by any kind of frank disclosure by Dr Wright or any explanation about why any of these documents were not previously provided, nor any supporting evidence other than from Dr Wright himself.

Statement of Truth

I believe that the facts stated in this witness statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Signed:



Philip Nathan Sherrell

Dated:

1 February 2024