



IN THE HIGH COURT OF JUSTICE

CLAIM NO. IL-2022-000069

BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES

INTELLECTUAL PROPERTY LIST (CHD)

BEFORE: MELLOR J

IL-2022-000069

ON: 16 July 2024

BETWEEN

DR CRAIG STEVEN WRIGHT & Ors

Claimants

—and—

BTC CORE & Ors

Defendants

ORDER

UPON the Order of Mr Justice Mellor of 15 July 2023 that there should be a trial of a preliminary issue in this claim (the “**BTC Core Claim**”) and Claim No. IL-2021-000019, that issue being whether Dr Craig Steven Wright (“**Dr Wright**”) is the pseudonymous “Satoshi Nakamoto”, i.e. the person who created Bitcoin in 2009 (the “**Identity Issue**”)

AND UPON the Court’s order of 21 July 2023 that proceedings against the Sixteenth, Eighteenth and Twenty-Sixth Defendants (the “**Cash App Defendants**”) be stayed pending the hand-down of judgment in the Joint Trial on the Identity Issue

AND UPON the Order of Mr Justice Mellor of 30 October 2023

AND UPON the Court’s order of 7 November 2023 that proceedings against the Twentieth Defendant be stayed pending the hand-down of judgment in the Joint Trial on the Identity Issue

AND UPON the Order of Mr Justice Mellor on 20 December 2023

AND UPON the Court delivering its decision on the Identity Issue on Thursday 14 March 2024 that Dr Wright is not the author of the Bitcoin White Paper, not the creator of the Bitcoin System, not the author of the initial versions of the Bitcoin software, and not the person who adopted or operated under the pseudonym “Satoshi Nakamoto” in the period 2008 to 2011

AND UPON the application of the Second to Twelfth, Fourteenth and Fifteenth Defendants (the “**Developers**”) made by application notice dated 21 March 2024

AND UPON the Twentieth Defendant’s (“**Chaincode’s**”) application dated 4 April 2024 for a costs order in principle and an interim payment on account of costs (“**Chaincode’s Costs Application**”)

AND UPON the Nineteenth Defendant (“**Blockstream**”) having filed their costs submissions in the BTC Core Claim on 4 April 2024, and subsequent submissions on 10 April 2024 and 12 April 2024

AND UPON the application of the Twenty-First, Twenty-Second, Twenty-Third and Twenty-Fourth Defendants (the “**Coinbase Defendants**”) made by application notice dated 10 April 2024

AND UPON the Worldwide Freezing Order of Mr Justice Mellor dated 12 April 2024 (the “**Developers WFO**”), discharged on 19 April 2024

AND UPON the Cash App Defendants having filed their costs submissions in the BTC Core Claim on 16 April 2024 for a costs order in principle and an interim payment on account of costs

AND UPON the stay of the BTC Core Claim as against the Coinbase Defendants being lifted pursuant to the case management order of Mr Justice Mellor dated 3 May 2024

AND UPON the Worldwide Freezing Order of Mr Justice Mellor dated 3 May 2024 (the “**Coinbase WFO**”), discharged in late May 2024

AND UPON the Court handing down its full trial judgment on the Identity Issue on 20 May 2024

AND UPON the Nineteenth Defendant's and the Twentieth Defendant's respective applications dated 30 May 2024, and the Cash App Defendants' application dated 31 May 2024, each for disclosure of the identity of any third party which has funded the Claimants' claims, or any part of their claims, in these proceedings or in the joint trial of the Identity Issue, including their addresses and contact details, and the amounts and full terms of the funding which has been provided (the "**Disclosure Funding Applications**")

AND UPON the Chaincode, Blockstream and Cash App Defendants agreeing terms as to the Claimants' payment, on the indemnity basis, of their costs incurred and claimed by their applications of 4 and 16 April 2024 referred to above

AND UPON the Court hearing Counsel for the Claimants, the Coinbase Defendants, the Developers, the Twenty-Fifth Defendant ("**COPA**"), and Chaincode, Blockstream and the Cash App Defendants at the hearing on 7 June 2024

AND UPON the Developers and the Claimants agreeing terms of a consent order in respect of their costs which was made by the Court on 21 June 2024

AND UPON the Court's judgment ("**the Form of Order Judgment**") dated 16 July 2024

IT IS ORDERED THAT

Dismissal of the BTC Core Claim

1. The BTC Core Claim is dismissed as totally without merit.

Costs and Interest on Costs

2. The Claimants shall (on the basis of joint and several liability) pay the costs of the Defendants to the BTC Core Claim on the indemnity basis (to be assessed if not agreed).

The Coinbase Defendants

3. The costs to be paid by the Claimants to the Coinbase Defendants shall include the costs reserved by the orders dated 3 May 2024.
4. The Claimants shall make an interim payment on account of the Coinbase Defendants' costs in the sum of £514,952 (comprising 85% of the Coinbase Defendants' costs) to the bank account details of Allen Overy Shearman Sterling LLP set out in Appendix 1 to this Order (the "**A&O Shearman Account**").
5. The payment on account of costs shall be made by way of the following:
 - a. £295,000 shall be paid from the funds held in the Court Funds Office (including any interest accrued thereon). These funds are to be released and paid to the A&O Shearman Account as soon as reasonably practicable and in any event within 14 days from the date that a sealed copy of this Order is received by the Court Funds Office along with a completed CFO200.
 - b. The remaining sum of £219,952 (comprising the sum ordered at paragraph 4 above less the sum paid at sub-paragraphs 5(a) above) shall be paid by the Claimants to the A&O Shearman Account within 21 days of the date of this Order.
6. The Claimants shall in addition (on the basis of joint and several liability) pay interest on items of costs incurred by the Coinbase Defendants, from the date of each item being paid by the Coinbase Defendants at the Bank of England base rate plus 2%.

The Cash App Defendants

7. The Claimants shall make a payment in full and final settlement of the Cash App Defendants' costs of the BTC Core Claim in the sum of £180,000.
8. The sum in paragraph 7 above shall be paid within 21 days of the date of this Order to the bank account details of Osborne Clarke LLP set out in Appendix 2 to this Order (the "**Osborne Clarke Account**").

Blockstream

9. The Claimants shall make a payment in full and final settlement of the Nineteenth Defendant's costs of the BTC Core Claim in the sum of \$250,000.
10. The payment referred to at paragraph 9 above shall be made by way of the following:
 - a. The funds held in the Courts Fund Office, being \$120,000 and any interest accrued thereon, shall be released and paid to the bank account of EIP Europe

LLP set out in Appendix 3 to this Order (**‘the EIP Account’**) as soon as reasonably practicable and in any event within 14 days from the date that a sealed copy of this Order is received by the Court Funds Office along with a completed CFO200; and

- b. An additional sum of \$130,000 shall be paid by the Claimants to the EIP Account within 21 days of this Order.

Chaincode

11. The Claimants shall make a payment in full and final settlement of the Twentieth Defendant’s costs of the BTC Core Claim in the sum of £130,000.

12. The payment shall be made by way of the following:

- a. The funds held in the Courts Fund Office, being £75,000 and any interest accrued thereon, shall be released and paid to the bank account details of Enyo Law LLP set out at Appendix 4 to this Order (the **“Enyo Account”**), as soon as reasonably practicable and in any event within 14 days from the date that a sealed copy of this Order is received by the Court Funds Office along with a completed CFO200; and
- b. An additional sum of £55,000 shall be paid by the Claimants to the Enyo Account within 21 days of the date of this Order.

COPA

13. The Claimants shall (on the basis of joint and several liability) within 14 days of the date of this Order make an interim payment on account of the costs of COPA in the BTC Core Claim in the amount of £115,384, comprising 85% of COPA’s costs in the BTC Core Claim, to the bank account of Bird & Bird LLP, details of which are set out at Appendix 5 to this Order (the **“Bird & Bird Account”**).

14. The interim payment on account shall not be paid out of sums paid by the Claimants into the Court Funds Office in respect of COPA’s costs in Claim No. IL-2021-000019.

15. The Claimants shall in addition pay (on the basis of joint and several liability) interest on items of costs incurred by COPA, from the date of each item being paid by COPA at the rate of 8% per annum.

General provisions

16. The Disclosure Funding Applications made by the Cash App Defendants, Chaincode and Blockstream are dismissed, subject to paragraph 17 below.
17. If any of the payments referred to in paragraphs 5(b), 7, 10(b), 12(b). and 13 above is not made in full within the times specified in this Order, the receiving party has liberty to renew its Disclosure Funding Application (or, as the case may be, to make an application for such disclosure), to be dealt with by the Court on paper.

Subsequent Use of Disclosed Documents

18. Pursuant to CPR 31.22(1)(b), the Developers are permitted to review documents disclosed in these proceedings for the purpose of considering whether they are relevant for the following purposes, so as to consider whether an application should be made pursuant to CPR 31.22(1)(b) and/or PD57AD para 31.22(1)(b):
- a. For the purpose of enforcing any of the injunctive relief granted in these proceedings;
 - b. For the purpose of any civil contempt application or proceedings in any way arising from or connected with the subject-matter of these proceedings;
 - c. For the purpose of any criminal investigation or any potential or actual criminal proceedings in any way arising from or connected with the subject-matter of these proceedings;
 - d. For the purpose of any application for a civil restraint order in which reliance is placed on these proceedings or on any event in these proceedings;
 - e. For the purpose of any regulatory or disciplinary complaint, investigation or proceeding in any way arising from or connected with the subject-matter of these proceedings.

Service

The Court has provided a sealed copy of this Order to the serving party:

Macfarlanes LLP, 20 Cursitor Street, London EC41 1LT

Email: lois.horne@macfarlanes.com / christopher.charlton@macfarlanes.com

Solicitors to the Developers

Appendix 1

Account Name: Allen & Overy LLP Client Account

Sort Code: 50-00-00

SWIFT/BIC: NWBKGB2LXXX

Account Number: 03002314

IBAN: GB66 NWBK 5000 0003 0023 14

Appendix 2

Account name: **Osborne Clarke LLP**

Account number: 00708542

Sort code: 56-00-05

IBAN: GB06NWBK56000500708542

SWIFT/BIC: NWBKGB2L

Appendix 3

EIP's bank account details are as follows:

Barclays Bank PLC
EIP EUROPE USD CLT
Account Number - 87166955
Sort Code - 20:41:58
IBAN - GB82BARC20415887166955
Swift Code (BIC) - BARCGB22

Appendix 4

Account Name: Enyo Law LLP GBP Client account

Barclays, 1 Churchill Place, London E14 5HP

Account No: 43640701

Sort Code: 20-00-00

IBAN: GB95BARC20000043640701

SWIFT: BARCGB22

REF: TWE/CHA2.1

Appendix 5

Account name: Bird & Bird LLP ClientAccount

Bank Name: Barclays Bank PLC

Bank Address: 1 Churchill Place London, E14 5HP

Sort Code: 20-00-00

Account Number: 83646378