MAITLAND

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EMILY GAILEY

CALL: 2017
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OVERVIEW

Emily is ranked as a leading junior in both the Legal 500 and Chambers & Partners, and in the 2027 edition of Chambers & Partners was recognised as 'Up and Coming' in both Commercial Chancery and Civil Fraud. She has been described as "***exceptionally good***", "***a delight to work with***", and as having "***great skill and maturity***" and "***exceptional drafting skills***".

She is regularly instructed in high-value and complex cases, with a particular emphasis on civil fraud and commercial, company and contractual disputes (including some of The Lawyer's Top 20 cases). She is a contributor to the second edition of the leading textbook, ***Civil Fraud: Law, Practice and Procedure*** by Thomas Grant KC and David Mumford KC.

Prior to coming to the bar, Emily trained and practised as a solicitor at Payne Hicks Beach, a leading private client law firm, specialising in commercial disputes and contentious trusts and estates matters. As a result she has significant expertise in disputes concerning the creation and enforcement of trusts.

During the 2017-2018 legal year Emily worked as a judicial assistant to Lord Wilson in both the United Kingdom Supreme Court and the Judicial Committee of the Privy Council. In that role she assisted with numerous cases including ***Morris-Garner and another v One Step (Support) Ltd*** [2018] UK SC20 (leading case on Wrotham Park damages) and ***Rock Advertising Limited v MWB Business Exchange Centres Limited*** [2018] UK SC24 (leading case on 'no oral modification' clauses).

EXPERTISE

COMMERCIAL LITIGATION & ARBITRATION

Emily has experience of commercial disputes across a wide range of business sectors, and has acted (both led and unled) in numerous high-profile and high-value matters.

Highlights include:

- ***Various Claimants v Glencore Plc,*** acting for one of the claimant groups in this important shareholder class action against Glencore PLC (led by David Mumford KC and James Kinman). One of The Lawyer's Top 20 Cases of 2026.
- ***Assos of Switzerland GMBH v ASOS Plc,*** acting for the claimant company in an international dispute concerning the alleged breach of a co-existence agreement between two well-known clothing manufacturers (led by Gregory Banner KC).
- ***Tangent Properties (North) Limited v Evans Homes (Skelton) No.2 Limited***, acted for the successful Defendant in a contractual dispute relating to a valuable property development (led by Gregory Banner KC).
- ***ML Technology Limited v BEAT SAM Limited***, acting for the Defendant in an international dispute concerning the transfer of valuable intellectual property rights arising from the sale and purchase of a successful consultancy group (led by Gregory Banner KC).
- ***Asturion v Alibrahim,*** one of the The Lawyer's Top 20 Cases of 2023 (led by David Mumford KC and James Kinman). This dispute concerned the transfer of a valuable property from a Liechtenstein foundation and gave rise to several important and difficult issues of English law including the proper characterisation of foreign powers of representation.

CIVIL FRAUD

Much of Emily's practice concerns disputes in which some form of dishonesty is alleged. She is also a contributor to the second edition of the leading textbook in this area, ***Civil Fraud: Law, Practice and Procedure*** by Thomas Grant KC and David Mumford KC.

Highlights include:

- ***Various Claimants v Glencore Plc,*** acting for one of the claimant groups in this important shareholder class action against Glencore PLC (led by David Mumford KC and James Kinman). One of The Lawyer's Top 20 Cases of 2026.
- ***JSC BTA Bank v Monstrey & others,*** acting for the Defendants in a substantial fraud and conspiracy claim arising from the ***JSC BTA Bank v Ablyazov*** litigation (led by Ben Valentin KC of Fountain Court and Jonathan Allcock).
- ***Butler v The Butler Partnership,*** acting for the claimant in a dispute relating to two valuable farming partnerships, involving serious allegations of fraud, misappropriation of assets, undue influence and breach of fiduciary duty.
- ***Kireeva v Zolotova,*** acting for the successful Defendant in a dispute concerning the ownership of a

valuable foreign property, involving allegations of misappropriation and dishonesty, and the scope of s.423 of the Insolvency Act 1986 (led by Thomas Munby KC).

COMPANY & PARTNERSHIP

Many of Emily's cases involve claims arising out of company disputes, particularly unfair prejudice petitions and associated shareholder disputes, and partnership disputes of various kinds.

Highlights include:

- ***Griffiths v Griffiths,*** acting for the petitioner (led by Fraser Campbell KC of Blackstone) in a complex shareholder dispute; involving two unfair prejudice petitions, and relating to a very valuable builders' merchant business.
- ***Butler v The Butler Partnership,*** acting for the claimant in a dispute relating to two valuable farming partnerships, involving serious allegations of fraud, misappropriation of assets, undue influence and breach of fiduciary duty.
- ***Krishna Holdco Limited v Gowrie Holdings Limited & others,*** acted for the respondent (led by Andrew Ayres KC of Twenty Essex, and Fraser Campbell of Blackstone) in a £100m shareholder and joint venture dispute relating to the importation and distribution of pharmaceuticals (unfair prejudice petition and Part 7 proceedings).
- ***Griffith v Gourgey and others,*** acted for the successful appellant in the Court of Appeal in a dispute concerning two unfair prejudice petitions (led by Christopher Parker KC).

PROFESSIONAL NEGLIGENCE

Emily regularly acts in professional negligence disputes and appeared (led by **Rebecca Page KC)** in ***Harrington Scott Ltd v Coupe Bradbury Solicitors Ltd*** [2022] EWHC 2275(Ch) a 5-day High Court summary judgment / strike out application successfully striking out a multi-million-pound claim for professional negligence against a firm of solicitors.

QUALIFICATIONS

- First-class degree in Modern History from Lincoln College, Oxford.
- GDL with distinction
- LPC with distinction

MEMBERSHIPS

- COMBAR
- Chancery Bar Association

AWARDS

Distinction - STEP Advanced Certificate in Trust Disputes (Worldwide Excellence Award for obtaining the highest mark globally)

DIRECTORY QUOTES

"Very thorough and responsive; particularly good with emotional and demanding clients."

Legal 500 UK Partnership (2027)

"Emily combines intellectual sharpness with an engaging, client-friendly manner. Her advice is always clear, well-reasoned and solution-oriented."

Chambers UK Fraud: Civil (2027)

"Emily is exceptionally good. She is clear, insightful, organised and able to scythe through volumes of material with amazing speed and accuracy. Her calm, penetrating analysis of cases is incredibly useful."

Chambers UK Chancery: Commercial (2027)

"Emily can get under the skin of a case remarkably quickly. Her advice is always tailored to instructions - it can be detailed and forensic, and also practical and high level as needed. She has fantastic attention to detail."

Legal 500 Partnership (2026)

"Emily is a calm and capable junior who is a delight to work with. She is a valuable member of the team and is very responsive and smart."

Chambers UK Fraud: Civil (2027)

"Emily has been readily accessible and has responded fully and promptly to issues as they arise with detailed and

helpful advice."

Chambers UK Fraud: Civil (2027)

"Emily has exceptional drafting skills, sound judgment and an ability to digest complex material at pace. She distils issues with clarity and provides efficient, pragmatic and commercially attuned advice."

Chambers UK Chancery: Commercial (2027)

"Emily combines being good at black letter, technical work with being very good with clients. She has great skill and maturity for someone of her age."

Chambers UK Chancery: Commercial (2027)

"Very thorough and responsive; particularly good with emotional and demanding clients."

Legal 500 UK Partnership (2027)