

Ryan Ferro

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Year Of Call: **2017**



Ryan is a commercial barrister with a broad practice in commercial litigation and international arbitration, including in civil fraud and asset recovery, banking and finance, insolvency and bankruptcy, and professional negligence.

He has appeared as sole counsel in the High Court (Commercial Court and Chancery Division), is instructed in complex, high-value litigation (including offshore) and arbitration proceedings, and appears in the County Court in commercial, retail banking and consumer disputes.

Before coming to the Bar, Ryan worked in Shell's Global Litigation Team. Ryan gained extensive experience in both ad hoc and institutional arbitration under the LCIA, ICC, UNCITRAL, LMAA and SIAC rules. He worked independently and as part of a team advising Shell entities on a range of matters including commercial contracts, tax, construction, JOA disputes, bilateral investment treaty claims and general commercial disputes in various upstream and downstream oil and gas sectors.

Recent instructions include:

- *Republic of Mozambique v Credit Suisse International & Ors* (ongoing) - acting for the Republic in US\$2 billion-value Commercial Court claims for, inter alia, declarations as to the enforceability of a sovereign guarantee and damages for bribery, conspiracy, deceit, dishonest assistance and knowing receipt (led by Scott Ralston, Joe Smouha QC and Nathan Pillow QC)
- *Bhambra v Sani & Ors* (ongoing) - acting for the Claimants in a Circuit Commercial Court £1 million fraud claim arising out of alleged sham currency transfers and investments (led by Richard Hanke)
- (ongoing) acting for the receiver of a segregated account of a Bermudian Segregated Account Company in US\$10 million civil fraud/professional negligence claims involving the alleged misappropriation of portfolio assets by the investment manager and advisor (led by David Head QC)
- *Forum v OOS* - acting for the Claimant in a Commercial Court claim for rectification of a commission agreement and restitution (unjust enrichment) (led by Christopher Harris QC)
- acting for the Government of Tanzania in three consolidated UNCITRAL arbitrations involving repudiatory breach and rescission of public works contracts (led by Jane Davies Evans, with Sarah Tulip and Hannah Glover)
- acting as tribunal secretary to Ali Malek QC, Michael Brindle QC and Alistair Schaff QC in concurrent ICC and LCIA arbitrations concerning allegations of bribery, breach of contract, breach of fiduciary duty, and *Barnes v Addy* claims

- advising on potential claims arising from a bank's withdrawal of correspondent banking services (led by David Head QC)
- appearing as sole counsel in the High Court for the successful petitioner in bankruptcy proceedings
- advising an oil major on contractual termination and common law repudiation of a marine lubricants supply agreement

Recent County Court instructions include:

- *Findlay v Park Plaza Hotel* - acting for the successful defendant in a summary judgment/strike out application in a dispute concerning implied contracts between agency workers and end-users, and employment and discrimination law
- acting for the successful creditor in a claim for enforcement of a consumer credit agreement
- acting for a mortgage debtor to successfully resist possession proceedings (including issues relating to the court's jurisdiction to adjourn proceedings and/or grant a suspended possession order)
- advising a company in liquidation as to the merits of a claim against its former landlord for unreasonable refusal/failure to consent to an assignment of the company's leasehold interest under a commercial tenancy
- Drafting pleadings for a well-known accountancy firm in respect of breach of a consultancy agreement

Before taking tenancy, Ryan was exposed to the full spectrum of 3VB's practice areas. His work involved drafting pleadings, skeleton arguments, arbitration briefs, and advices, and carrying out research, for claims in the County Court, High Court and Court of Appeal in respect of among other things:

- consumer credit claims under s 140A of CCA 1974 (e.g. *Carney v NM Rothschild & Sons Limited* [2018] EWHC 958 (Comm), in which Richard Hanke successfully represented the Defendant)
- claims for breach of statutory duty under ss 138D/150 of FSMA (e.g. *Parmar v Barclays Bank Plc* [2018] EWHC 1027 (Ch), in which Andrew Sutcliffe QC successfully represented the Defendant bank)
- applications for mandatory and prohibitory injunctions, including anti-suit and anti-suit injunctive relief
- jurisdictional/conflicts disputes in international arbitrations with both English and foreign seats
- insolvency and bankruptcy proceedings, including applications against delinquent directors under IA 1986, s 212, and income payment orders under IA 1986, s 310 (e.g. *Hunt (Trustee in Bankruptcy) v Gregory*, in which Andrew Sutcliffe QC successfully represented the respondent in resisting an IPO for payment of surplus income for 3 years after discharge from bankruptcy)

Expertise

Education

- BPTC (City University, London) - Outstanding (2016)

- LL.M. (Commercial Law Specialisation) (University of Cambridge) (2015)
- LL.B. (4 year) (University of Warwick) – First Class, ranked first in year (2014)

Scholarships and Prizes

- Princess Royal Scholarship (Inner Temple)
- City Law School Full-Fee (BTPC) Postgraduate Scholarship (City Law School)
- Wright Rogers Scholarship Grant (University of Cambridge)
- Stephen Cretney Prize (University of Warwick)
- Winner of the FTB Kingsland Cup and Prize Moot Competition
- Winner of the University of Cambridge Inter-Collegiate Mooting Competition
- Winner of the University of Warwick Internal Mooting Competition

Publications

Case Law Review: Fiduciary Duties of Operators (Practical Law) (co-authored with Adam Kramer)

Case Law Review: Consequential Loss and Exclusive Remedies (Practical Law) (co-authored with Adam Kramer)

Contributor to the 19th edition of Bullen, Leake and Jacob's Precedents of Pleadings

Contributor to the "Guarantees" Chapter of the Encyclopaedia of Banking Law

Dissertation, "Ancillary Relief and the Case for 'Outsider Reverse' Veil-Piercing: Prest v Petrodel Resources Limited" (2014)