



HARBOUR  
LITIGATION FUNDING

The pioneer of litigation  
funding

Unrivalled  
Unfazed  
Uncomplicated

“The litigation funding market is increasingly crowded, but Harbour stands out as one of a handful of providers who are reliable, commercial and pragmatic in their approach. They are committed to building a long term relationship, not just chasing down mandates. They are experienced and know their market, which really helps when they are in front of clients. They also have a track record with which many of the newer funds struggle to compete.”

Paul Worth, Joint-Head of Litigation  
Eversheds Sutherland

# First for a reason

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Our team has been funding claims since 2002.

We have been instrumental in shaping the third party funding landscape worldwide and demonstrate an in-depth understanding of litigation and arbitration which makes Harbour one of the most reliable funders globally. It is why leading law firms and top corporates turn to us when they seek capital to fund their litigation and arbitration proceedings.

As long as litigation funding has existed, Harbour's team has been at the forefront of creating innovative solutions. We constantly work with law firms and their clients to provide access to justice and limit exposure to the cost of legal disputes.



# Creating solutions

We build bespoke solutions to support your needs and have no minimum or maximum claim size.

## **Seed money**

To investigate the merits of a potential claim to ensure claims are not abandoned prematurely.

## **Single case funding**

To take all of the risk and cash flow burden for a specific claim, including exposure to adverse cost awards.

## **Funding of a portfolio of cases**

To cover a portfolio of variously sized claims under one agreement, enabling the pursuit of smaller claims otherwise not viable on a standalone basis.

## **Ancillary funding**

To fund operational and/or historic costs, using the collateral of (a) claim(s).

## **Procurement**

We can purchase claims, judgments and awards.

“ ... you are dealing with professionals who both understand the ups and downs of litigation, but also have the commercial awareness of which cases are likely to work for them. Early on, thought-through decisions are reached about cases which means minimum frustration for clients. As cases progress the team are always willing to discuss any aspect whilst maintaining the correct distance. Even budget tracking, which on the face of it lawyers instinctively dislike, forces good habits and avoids later nasty surprises... ”

Richard Leedham, Partner  
Mishcon de Reya LLP

# Unrivalled

Harbour has one of the largest teams and leads the way in best practice in funding globally.

The Harbour team is drawn from top legal, financial and commercial talent. The people you deal with have come from first-class private practices or held senior in-house positions. Our support staff is of the highest calibre.

A substantial amount of capital is immediately available. Our funds total £760m.

Our extensive expertise means we can make quick and early assessments about cases and are able to arrange funding within days.

We offer access to a competitively priced, bespoke ATE insurance facility. The premium can be included as part of the costs if we fund the claim.

Having funded 80+ cases in 13 jurisdictions and under 4 sets of arbitral rules, we offer truly global geographical coverage.

Harbour is a founding member of the Association of Litigation Funders (ALF) and a driving force on the Working Party responsible for drafting and implementing the ALF's Code of Conduct.

# Unfazed

Having funded as long as we have, we have come across most eventualities in many different jurisdictions. Each litigation director is a specialist in one or more areas and can deploy their experience as in-house counsel. We have experts in international arbitration, class actions, commercial, competition, construction, fraud, insolvency, intellectual property, banking and finance law. We don't shy away from complex or high-value disputes.

It is this resilience and wealth of expertise that enables us to deal with issues when they arise, as they inevitably do in the unpredictable world of litigation, in a highly informed and professional manner.



# Uncomplicated

In Harbour you will find a dependable partner who is principled, responsible and transparent. We pay legal costs regularly and on time. There is absolute clarity about our terms.

If the case is won and monies received, we take our pre-agreed share of the proceeds. If the case is lost, the loss is Harbour's – not the claimant's.

Our criteria are simple and obtaining funding is straightforward when all crucial information is available. Our investment committee meets every 2 weeks and approval can be granted quickly.

When Harbour funds a claim, the agreed budget is ring-fenced and protected from day one. This gives peace of mind, as the claimant knows its budget is guaranteed and not used for other cases.

Harbour does not control the legal team running a claim – nor does it get involved in any settlement negotiations.

If the claimant and its lawyers would like another view on the legal analysis, strategy or budget management, and want to tap into our extensive expertise, we are happy to help.

We are aligned in wanting success for the claims we fund.

## Our criteria

Harbour backs meritorious claims without stipulating a minimum claim value.

We look for:

- the merits of the case: we only back cases we believe can be won
- the ability of the defendant(s) to pay
- the costs and how realistic they are
- the legal team's experience in the relevant area of law.



# Financial backing

What does this mean in practice?

We have raised a total of £760 million capital. We have the funds to back even the largest cases.

You can involve us at different stages of the process, which can include funding for early investigatory work for potential claims.

We agree a detailed budget and pay the legal costs including disbursements, regularly throughout the life of the case. We can also help arrange insurance for the other sides' costs; cover payments to the court by way of security for costs and pay the institutional fees in arbitrations and those of the arbitration panel.

Who finances us?

We are backed by mostly large, first-class institutional investors who submit Harbour to a rigorous due diligence process.

# Simple steps of funding

## **Initial assessment**

A litigation director assesses the case based on legal opinions, quantum reports and budgets, after an NDA has been signed. Being experienced litigators, this initial stage can be dealt with quickly.

## **Letter of intent**

If the criteria are met, we issue our letter of intent setting out the pricing based on the risk, size and length of the case. During a period of exclusivity, we commit further internal/external resources to prepare for approval, at no cost to the claimant.

## **Investment committee**

The committee includes three prominent QCs who consider the legal merits and overall proposal in depth. They meet every two weeks so that we can move swiftly.

## **Funding agreement**

Once the funding has been approved, both parties sign the funding agreement.

Then our team reviews progress of the case and pays the bills monthly while the claimant's legal team keeps us informed of developments.

“ The approachable team at Harbour got to grips with our complex case in a very short period of time and ensured that we were funded remarkably quickly and efficiently. Their approach to cases is adaptive and when unforeseen circumstances arise, they are both flexible and supportive. The intellectual rigour of the team is unquestionable, and their exclusive focus on litigation funding makes working with them an impressive and rewarding experience. In short, if you made a wish list of what you wanted from a litigation funder, Harbour would tick every box. ”

Gaynor Hall, Director  
Croft Solicitors

# Meet the investment team

Our team are among the best in their field and, having worked at leading firms, bring a lot of experience and knowledge to the table.

## **Law firms & sets of barristers**

Blackstone	39 Essex
Hardwicke	Quinn Emanuel
Mayer Brown	Clyde & Co
Debevoise	Clifford Chance
Travers Smith	Addleshaw Goddard

## **Finance organisations & accountants**

Grant Thornton UK	Sumitomo Trust & Banking Co.
Deloitte	Nomura International

## **Global brands**

BT	Christies
Calvin Klein	Gartner
Royal Dutch Shell	CEB

## **Institutions**

HKIAC	Institute of Directors
British Army	



Elliot Berger



Susan Dunn



Nicholas Fidler



Diogo Gouveia



Mark King



Christopher Lindsay



Ellora MacPherson



Stephen O'Dowd



David Palmer



Lucy Pert



J-P Pitt



Ruth Stackpool-Moore



Martin Tonby



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## Important information

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