



Claim No. IL-2021-000008

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

His Honour Judge Hodge QC
(sitting as a judge of the Chancery Division of the High Court)

IL-2021-000008

Monday 28th June 2021

B E T W E E N:

DR CRAIG STEVEN WRIGHT

Claimant / Applicant

- and -

**THE PERSON OR PERSONS RESPONSIBLE FOR THE
OPERATION AND PUBLICATION OF THE WEBSITE
WWW.BITCOIN.ORG (INCLUDING THE PERSON OR
PERSONS USING THE PSEUDONYM “CØBRA”)**

Defendant / Respondent

**IF ANY INDIVIDUAL WHO IS A DEFENDANT DISOBEYS THIS ORDER THAT INDIVIDUAL
MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE PUNISHED BY A FINE,
IMPRISONMENT, CONFISCATION OF ASSETS OR OTHER PUNISHMENT UNDER THE LAW**

**IF A COMPANY OR OTHER ORGANISATION WHICH IS A DEFENDANT DISOBEYS THIS
ORDER THAT COMPANY OR ORGANISATION MAY BE HELD TO BE IN CONTEMPT OF
COURT AND MAY BE PUNISHED BY A FINE, CONFISCATION OF ASSETS OR OTHER
PUNISHMENT UNDER THE LAW. ANY DIRECTOR OR OFFICER OF THAT COMPANY OR
ORGANISATION MAY ALSO BE PUNISHED BY A FINE, IMPRISONMENT, CONFISCATION
OF ASSETS OR OTHER PUNISHMENT UNDER THE LAW**

ORDER

UPON the Claimant’s application made by application notice dated 25 May 2021 (the
“**Application**”) for a default judgment pursuant to CPR Part 12 because the Defendant has
failed to file an acknowledgment of service or a defence

AND UPON the Application being heard remotely via Microsoft Teams

AND UPON the court receiving on 24 June 2021 a PDF file consisting of 4 pages sent by
email from a person or persons identifying themselves as “Cøbra” from the address
domain@bitcoin.org.

AND UPON a person (or persons) attending the hearing of the Application via Microsoft Teams under the name of “Cøbra” informing the court by a written message sent via Microsoft Teams during the course of the hearing that *“I don’t wish to speak. Everything I have said is within the e-mail sent”*.

AND UPON hearing Mr Michael Hicks, counsel for the Claimant

AND UPON certain terms used in this order having the meaning set out in paragraph 12 below

IT IS ORDERED that

Judgment and injunction

1. Judgment is given in favour of the Claimant on his claim for infringement of copyright in the White Paper.
2. The Defendant must not infringe the copyright which subsists in the White Paper in the United Kingdom whether by making the White Paper available for download from the Bitcoin.org Website or in any other way.

Inquiry as to damages

3. There shall be an inquiry as to the damages caused by the Defendant’s acts of infringement of copyright in the White Paper in the United Kingdom including damages pursuant to regulation 3 of the Intellectual Property (Enforcement, etc.) Regulations 2006 and additional damages pursuant to section 97(2) of the Copyright Designs and Patents Act 1988.
4. The Defendant must pay the Claimant all sums found due upon taking such inquiry together with interest thereon pursuant to section 35A of the Senior Courts Act 1981 or in the inherent jurisdiction of the court at such rate and for such period as may be determined on the taking of the inquiry.
5. The parties have permission to apply for further directions in relation to the taking of the inquiry.

Dissemination and publication of this order

6. The Defendant must cause the following notice (the “**Notice**”) to be published on the Bitcoin.org Website—

“On 28 June 2021 the High Court of England and Wales made an order in Claim No. IL-2021-000008 between Dr Craig Wright and the person or persons responsible for the publication of this website whereby such person or persons were restrained from infringing Dr Wright’s copyright in the Bitcoin White Paper. The claim was not defended, and judgment was entered in default. A copy of the order is available at the following link: *[link to a page on the Bitcoin.org Website from where a copy of the order may be downloaded]*.”

7. The Defendant must cause a copy of this Order to be made available for download from the Bitcoin.org Website at the link identified in the Notice while the Notice remains published on the Bitcoin.org Website.
8. The Notice must—
 - (1) be published on the home page of the Bitcoin.org Website and visible at least to visitors to the Website who are located in the United Kingdom;
 - (2) be in a font which is no smaller and no less visible to users than the font used for the text marked “A” on the copy of the Bitcoin.org Website homepage forming Annex 1 to this Order and be placed immediately below the menu bar in the location marked “B” in the Annex 1 to this Order; and
 - (3) be published forthwith and in any event no later than Monday 19 July 2021 and remain published for a period of no less than 6 months from the date of first publication.

Costs

9. The Defendant must pay the Claimant’s costs of this case including the costs of the application for the Order of Mr Justice Mann made in this case on 21 April 2021 (the “**Service Application**”) and the costs of this Application. Such costs are to be the subject of a detailed assessment on the standard basis if not agreed.
10. The Defendant must make an interim payment to the Claimant of £35,000 (including VAT) on account of such costs, being £25,000 (including VAT) on account of the costs of the Service Application and £10,000 (including VAT) on account of the costs of this Application. Such payment must be made by Monday 12 July 2021.

11. The costs of the inquiry as to damages are reserved to the taking of the inquiry.

Interpretation of this Order

12. In this Order—

(1) The “White Paper” means the document entitled “*Bitcoin: A Peer-to-Peer Electronic Cash System*” referred to in paragraph 2 of the Particulars of Claim.

(2) The “Bitcoin.org Website” means the website which is accessible at www.bitcoin.org a print of the home page of which forms Annex 1 to this order.

13. If the Defendant is more than one person—

(1) where the Defendant is ordered to do an act, each person who is a Defendant must do that act;

(2) where the Defendant is ordered not to do an act, no person who is a Defendant may do that act.

14. If any person who is a Defendant is an individual, where the Defendant is ordered not to do something, that individual must not do it by himself or in any other way. That person must not do it through others acting on that person’s behalf or instructions or with that person’s encouragement or in any other way.

15. If any person who is a Defendant is a company or other organisation, where the Defendant is ordered not to do something, that person must not do it itself or by its directors, officers, partners, employees or agents or in any other way.

Service of this Order

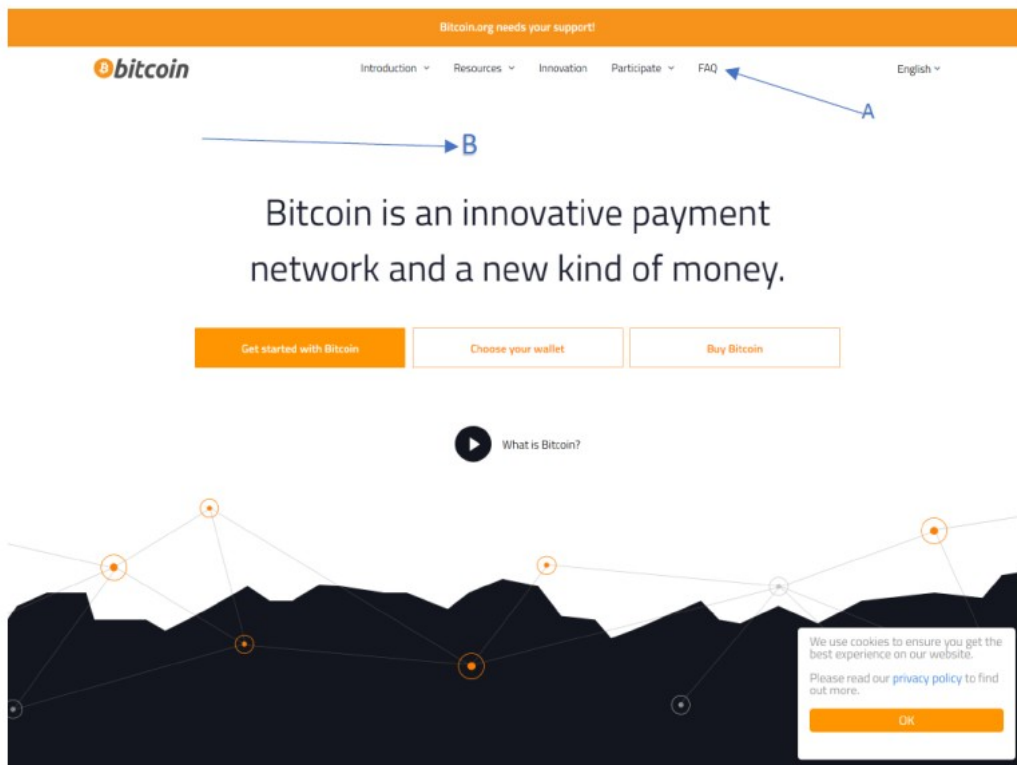
16. This Order shall be served by the Claimant on the Defendant.

17. Personal service of this Order is dispensed with. This Order may be served and may be the subject of a contempt application if the Defendant disobeys this order by serving it by any of the means of service provided for in the order of Mr Justice Mann made in this case on 21 April 2021 a copy of which forms Annex 2 to this order.

The court has provided a sealed copy of this Order to the serving party—

ONTIER LLP, Halton House, 20-23 Holborn, London EC1N 2JD (reference:
PF/SC/WRI2.24) solicitors for the claimant

ANNEX 1 to the order of HHJ Hodge QC of Monday 28th June 2021



ANNEX 2 to the order of HHJ Hodge QC of Monday 28th June 2021



Claim No: IL-2021-000008

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

Mr Justice Mann
Wednesday 21 April 2021

IL-2021-000008

BETWEEN:

DR CRAIG STEVEN WRIGHT

Claimant/Applicant

and

**THE PERSON OR PERSONS RESPONSIBLE FOR THE
OPERATION AND PUBLICATION OF THE WEBSITE
WWW.BITCOIN.ORG (INCLUDING THE PERSON OR PERSONS
USING THE PSEUDONYM "CØBRA")**

Defendant/Respondent

ORDER

UPON the Claimant's application made by application notice dated 31 March 2021 for permission to serve the Defendant out of the jurisdiction and by the alternative method of email ("**the Claimant's Application**")

AND UPON reading the witness statements of Dr Craig Wright and Mr Simon Cohen listed in the Schedule to this order (the "**Witness Statements**") and the other documents listed in the Schedule to this order

AND UPON the Claimant's Application being made without notice to the Defendant

AND UPON the Court being satisfied having regard to the evidence in the Witness Statements that: (1) the Defendant may be resident (if an individual) or to have a principal place of business (if a company or other organisation) outside the jurisdiction and in the United States of America; (2) the Defendant has failed to disclose its name or identity or postal address, despite requests by the Claimant's solicitors; and (3) by reason of emails dated 27 January 2021, 27 February 2021 and 1 and 2 March 2021, the Defendant is likely to receive documents sent to the email address *domain@bitcoin.org* and to receive messages sent by Twitter to the handle *@CobraBitcoin*

AND UPON hearing Mr Michael Hicks (counsel for the Claimant)

IT IS ORDERED THAT:

1. Pursuant to CPR r.6.15(1), 6.27 and 6.37(5)(b)(i), the Claimant has permission to serve the Claim Form, the Particulars of Claim and all other documents in this case on the Defendant by sending copies of such documents by email to the following address: domain@bitcoin.org or by providing by email sent to that address links from which such documents may be downloaded.
2. Pursuant to CPR r.6.36 and 6.38(1), the Claimant has permission so far as necessary to serve the Claim Form, the Particulars of Claim and all other documents in this claim on the Defendant out of the United Kingdom in the United States of America.
3. Documents served pursuant to paragraph 1 above shall form attachments to one or more emails and shall be in “.pdf” form or shall be made available for download by the Defendant in “.pdf” form from links included in one or more emails.
4. When the Claim Form is served pursuant to paragraphs 1 and 2 above, it must be accompanied by, or immediately followed by one or more emails which shall include copies of the documents listed in the Schedule to this Order as attachments or which include links from which such documents may be downloaded. The Judgment of Mr Justice Mann pursuant to which this order is made shall be served on the Defendant as soon as reasonably practicable after it is available.
5. Pursuant to CPR r.6.15(4):
 - 5.1. The date of deemed service of the Claim Form and the documents listed in the Schedule to this order served by the method referred to in paragraph 1 above, shall be the second business day after the day the email is sent.
 - 5.2. The period for filing: (i) an acknowledgment of service; (ii) an admission; or (iii) a defence, is 22 days after the date of deemed service of the Particulars of Claim (being the period provided for in the Table in CPR PD6B for documents served in the United States of America).
6. Subject to paragraph 8, the date of deemed service of all other documents in this case shall be the business day after the day the email is sent.
7. If at any time it appears that the email address domain@bitcoin.org is not operating so as to receive emails then the following provisions shall apply—
 - 7.1. The Claimant has permission to serve the Claim Form, the Particulars of claim and all other documents in this case by sending a message to the Twitter account having the handle [@CobraBitcoin](https://twitter.com/CobraBitcoin) stating that the

Claimant has documents to serve on the Defendant concerning this case and providing a link from which such documents may be downloaded.

- 7.2. The date of deemed service of the Claim Form and the documents listed in the Schedule to this order served by the method referred to in paragraph 7.1 above shall be the second business day after the Twitter message is sent.
- 7.3. Subject to paragraph 8, the date of deemed service of all other documents in this case served by sending a Twitter message shall be the day after the Twitter message is sent.
8. The provisions with regard to service of documents by email or by Twitter message provided for in paragraphs 1 to 7 above shall continue in force in respect of each person who may be a Defendant until that person has given an address for service which complies with the provisions of CPR r.6.23.
9. If any person who is a Defendant shall file (i) an acknowledgment of service (ii) an admission or (iii) a defence, that person shall also forthwith serve on the Claimant (via his solicitors) a document setting out that person's full name.
10. Any person affected by this Order may apply on notice pursuant to CPR r.23.10 to vary or discharge this order.
11. Costs reserved.
12. This order shall be served by the Claimant on the Defendant.

Service of this order

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

ONTIER LLP
20-23 Halton House, Holborn, London EC1N 2JD
legal@ontier.co.uk
Ref: WRI2.24

Schedule

1. First Witness Statement of Dr Craig Steven Wright dated 31 March 2021 and Exhibit CSW1 thereto.
2. First Witness Statement of Mr Simon Cohen dated 31 March 2021 and Exhibit SC1 thereto.
3. Second Witness Statement of Mr Simon Cohen dated t April 2021 and Exhibit SC2 thereto.

4. Third Witness Statement of Mr Simon Cohen dated 15 April 2021 and Exhibit SC3 thereto.
5. Claim Form issued on 24 February 2021.
6. Particulars of Claim signed with a statement of truth by Dr Craig Wright on 31 March 2021.
7. Form of Acknowledgment of Service and Response Pack.
8. Skeleton argument dated Tuesday 20 April 2021.
9. Transcript of hearing before Mr Justice Mann on Wednesday 21 April 2021.