



ADGM COURTS
محاكم سوق أبوظبي العالمي

In the name of
His Highness Sheikh Khalifa bin Zayed Al Nahyan
President of the United Arab Emirates/ Ruler of the Emirate of Abu Dhabi

COURT OF FIRST INSTANCE
EMPLOYMENT DIVISION

BETWEEN

ERIK RUBINGH
CLAIMANT

AND

VELOQX RSC LIMITED
DEFENDANT

JUDGMENT ON COSTS

Neutral Citation:	[2020] ADGMCFI 0006
Before:	His Honour Justice Sir Michael Burton GBE
Decision Date:	29 July 2020
Decision:	The Defendant pay the Claimant's costs assessed in the total sum of US\$ 68,500.
Hearing Date(s):	No hearing
Date of Orders:	29 July 2020
Legislation Cited:	ADGM Court Procedure Rules 2016, r.180.
Catchwords:	Costs; assessment on standard or indemnity basis.
Case Number:	ADGMCFI-2020-005
Parties and representation:	Addleshaw Goddard (Middle East) LLP for the Claimant Al Tamimi & Company for the Defendant

JUDGMENT:

1. I have read both parties' submissions to me and the Claimant's Costs Schedule, and I have reread my judgment of 13 July 2020. While noting that the Defendant has apparently failed to pay the judgment debt within the 14-day time period provided for in Rule 180 of the ADGM Court Procedure Rules 2016, I do not consider that, if such be the case, it is relevant to the question before me, as to whether the Defendant conducted the proceedings unreasonably such as to justify an order for indemnity costs.
2. I am not persuaded that the Defendant's conduct in defending the proceedings has been so unreasonable as to meet the threshold in the authorities brought to my attention. I shall therefore award costs on the standard basis. However, having considered the Claimant's Costs Schedule in relation to his diligent and in the event successful pursuit of a claim of US\$ 1 million, and the relevant costs guidelines, and without any sight of a comparable schedule from the Defendant, I assess the costs recoverable by the Claimant on the standard basis at US\$ 68,500.

Issued by:




Linda Fitz-Alan
Registrar, ADGM Courts
29 July 2020