

## Stephen Uttley

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BA (Hons) – Manchester

1984 – Called Inner Temple

### Recent Cases of Importance

#### Criminal Cases

**Damien Clarke 2011 [Defence].** Drummer in the band When Giants Collide. Charged with Section 18 Wounding. Dealt with for ABH and received non- custodial sentence.

**Sonia Keach 2011[Defence].** Two week trial with four other Defendants involving Section 18 wounding, rape, kidnapping and witness intimidation. Acquitted of all matters.

**Saqawat Shah 2011 [Defence].**Leading Junior. Two conspiracies involving the importation of Glock Pistols from the USA to the UK. Mr Shah dealt with for his involvement with one firearm on one occasion.

**Darius Mariusz Wolkowicz 2011 [Defence].** Armed Robbery. Wanted at the time of his trial on an international arrest warrant involving Interpol. **Acquitted.**

**Mohammed Aaqib 2011 [Defence].** Trial involving two other Defendants including offences of attempted murder, kidnapping and assault. Acquitted of main offence of attempted kidnapping.

**Jamie Williamson 2011 [Defence].** Dangerous driving. Represented his county and country at shot putt.

**Mir Hussain 2011 [Defence].** Large scale drug conspiracy to supply drugs and the involvement of firearms. Acquitted of firearm offences.

**Dean Doyle 2010 [Defence].** Large scale police operations involving conspiracies to commit dwelling house burglaries. Subject to two Police operations code named Larkwood and Yankee. Acquitted in Operation Larkwood.

**Akhlaq Khan 2010 [Defence].**Large scale conspiracy to supply controlled drugs.

**Kelly Hague 2010 [Defence].** Section 18 case involving the stabbing of her boyfriend. Acquitted.

**Gareth Connor 2010 [Defence].** Case involving an allegation of rape involving a number of Defendants. Acquitted.

**Keith Jackson 2010 [Defence].** Historic rape case involving a number of Complainants. Prosecution not proceeded with.

**Sean Cunningham 2010 [Defence].** Child pornography case. Acquitted.

**Michael Stansfield 2010 [Defence].** Large scale fraud investigated over a 10 year period.

**Mohammed Shazad 2010 [Defence].** High profile rape case involving a taxi driver.

**Nicola Jamieson others 2009 [Defence].** Conspiracy to supply drugs, kidnapping and attempted murder in the Teesside and Sheffield areas. Acquitted.

**George Flanagan and others 2009 [Defence].** High profile case involving a professional rugby league player who was prosecuted with 9 others for conspiring to supply Class A drugs over a six month period in the West Yorkshire and Liverpool areas. Acquitted

**Qamar Hussain 2009 [Defence].** Taxi driver prosecuted for racially aggravated offences. Acquitted.

**Saffeer Ahmed 2009 [Defence].** Prosecution arising from a feud between alleged rival drug gangs in the Teesside area. Proceedings stayed in view of the conduct of the investigating officers in failing to retain material evidence in the case.

**John Phipps and others 2009 [Defence].** Leading Junior. Complex fraud and money laundering case involving a potential loss to the Cater Allen Private Bank in the region of 24 million pounds.

**Mohammed Rafiq and others [2009] EWCA Crim 1731 [Defence].** Prosecution of 11 Defendants in a multi million pound mortgage fraud. Appeal heard before The Lord Chief Justice of England and Wales.

**Jacobs 2008 [Defence].** Prosecution of a nurse for indecently assaulting another nurse. Acquitted.

**James Pennell 2008 [Defence].** Allegations of rape and sexual assault. Acquitted after 3 week trial.

**Amin Younis 2008 [Defence].** Mr Younis and others were prosecuted for conspiring to supply Class A drugs involving the largest seizure of heroin in the Teesside area.

**Attorney Generals Reference 2008 [Richard Smith] [Defence].** Mr Smith was prosecuted for causing death by dangerous driving. The Attorney General was represented by Peter Wright Q.C. The case was referred to the Court on the basis that the sentence should have been 4 years rather than the 14 months imprisonment that had been imposed. Consideration given to the sentencing guidelines as specified in R-v-Cooksley and R-v-Richardson. The referral made on behalf of the Attorney General was refused by the Court.

**Shahzad Hussain [2008] EWCA Crim 288 [Defence]** Mr. Hussain who was one of the main defendants in a large scale drugs operation that lasted over an 18 month

period in Halifax. The case was successful argued on appeal in relation to the sentence that had been imposed in applying the Attorney-General's References Nos 66-71 of 2006 [2006] EWCA Crim 2777.

**Naheem Nazir 2007 [Defence].** Mr. Nazir was the main defendant in a case involving a further 18 defendants. Large scale drugs involving 7.5 million pounds worth of cocaine.

**Saeed Ahmed 2007 [Defence]** Mr. Ahmed was prosecuted under the Identity Cards Act 2005. This was the first case that was prosecuted on the Northern Circuit that involved the Counter Terrorism Unit.

**Richard Grundy 2007 [Defence]** Mr Grundy was a Detention Officer at the Leeds Bridewell who was prosecuted for wilful neglect of his duties. Acquitted.

**Steven Balme 2007 [Defence]** Mr. Balme was charged with murdering his partner who was a nurse. The case was a high profile case which attracted both local and national media attention in the man hunt for Mr Balme. The case involved complex issues in relation to aggravating features that were applicable in the case.

**Rebecca Macdonald 2007 [Defence].** High profile case which attracted local and national media attention as Miss Macdonald was known as "Miss Whiplash". Acquitted.

**John Hardy 2007 [Defence]** Mr. Hardy was prosecuted for attempted murder and possession of a firearm. The case involved complex issues in relation to cell site analysis.

**Michael Wright [2007] 1 Cr. App. R. (S.) 109 [Defence]** Leading case for the tariff of sentence to be imposed for an offence contrary to Section 61 of The Sexual Offences Act 2003.

**Mark Wilkinson 2006 [Defence].** Mr Wilkinson was prosecuted for Manslaughter. Case involved issues in relation to the question of liability in relation to the advice given to the deceased when injecting himself with heroin.

**Ghulam Baqir 2006 [Defence].** Allegation of rape involving a taxi driver. Acquitted.

**Dat Vo and 3 others 2006 [Defence].** Section 18 involving a shopkeeper and others protecting shop premises in the Manchester area. Acquitted.

**Mohammed Arif and others 2006 [Defence].** Conspiracy to supply 1.5 million pounds worth of Class A drugs. Acquitted.

**Michael Oldham 2006 [Defence].** Importation of counterfeit cigarettes. Acquitted.

**Paul Rooney and others 2005 [Defence].** Three month trial involving diesel fraud and money laundering in excess of 1.5 million. Acquitted.

**Tristan Harling 2005 [Defence].** Allegation of rape. Acquitted.

## **Recent Cases of Importance**

### **BERR Cases**

**R v Edwin Hodge 2009 [Prosecution]**. Insolvency case in relation to non-disclosure of assets in UK and abroad. Convicted.

**R v Kerry Harrison 2009 [Prosecution]**. Insolvency case and non-disclosure of assets. Convicted.

**R v Bakish Alla Khan and Others [2008] EWCA Crim 531**. [Prosecution of Michael Arshad Khan on behalf of BERR]. Leading case on persons who can sit on a jury. Case before The Lord Chief Justice of England and Wales. Applications rejected by the Court in applying the principles as laid down in the House of Lords in *Abdroikof*. Court ruled that conviction was safe and ruled against the Appellants Grounds of Appeal.

## **Recent Cases of Importance**

### **Health and Safety Cases**

**R v Tallent Automotive Ltd-Gestamp Automocion (formerly ThyssenKrupp Tallent Ltd) 2011. [Prosecution]**. Part of the ThyssenKrupp group of companies with approximately 188,000 employees in more than 80 countries. Prosecution involved a worker who was crushed to death while clearing a jam on a production line. Company fined £100,000.

**R v Warter Priory Management Limited 2008 [Prosecution]** Fatal accident on a farm. Convicted.

**R v Lee Betram T/A Brickwork 2008 [Prosecution]**. Serious injury caused during demolition work. Convicted.

**R v Bellway Homes Limited and FG Construction Limited 2008 [Prosecution]** Serious injury sustained on building site. Both convicted.

### **Additional Information**

#### **Professional Appointments**

Appointed Junior Counsel to the Attorney General's Panel of Prosecution Advocates List B. 2006.

Bar Pro Bono Unit