



# Jeremy Lynn

YEAR OF CALL: 1983

## EXPERTISE

Jeremy was called to the Bar in 1983 and has been practising Criminal Law continuously for over 30 years.

Formerly Grade A on the Customs and DWP lists, for the last dozen years Jeremy has devoted himself exclusively to defence work. He is a highly experienced advocate in all manner of criminal work and has led for the defence in many substantial cases, including fraud, the wholesale supply of drugs, people-trafficking, the commercial supply of fire-arms, attempted murder, and organised football violence.

Jeremy is very experienced in the defence of serious sexual offences. Recent successes in this field include victory after a 3 week trial in 2014 of a 13 year old school boy accused of raping 4 girls in the school toilets and, this year, securing the acquittal of a young teacher accused of 5 counts of rape. The latter case was distinguished by the fact that one of the rapes was said to have occurred whilst the complainant was wearing a heart rate monitor. Having gained access to the monitor results, Jeremy was able to prove that the earth had not moved on this occasion.

Jeremy is fully adept at dealing with cases involving vulnerable witnesses and defendants. He has dealt with many cases where the mental state of the defendant has been in issue. Last year he obtained a Not Guilty by reason of Insanity verdict in an attempted murder case. Jeremy has been involved in many cases where fitness to plead has been contested and where a Mental Health Act order has been made.

Jeremy has been instructed in two cases involving the use of an intermediary: a rape and an attempted murder.

Jeremy is well-practised in cases involving technical evidence such as cell-site analysis, interrogation of computers, mobile phones and sat-nav devices. He has a particular interest in cases involving computers, and is very experienced in cases involving the downloading and distribution of child pornography. He was instructed in the trial of a senior member of a “top five” city solicitors firm, accused of downloading indecent images at work. Working particularly with Lewis Nedas Solicitors, Jeremy has established a reputation in this field, often in cases involving detailed technical defences.

Jeremy has built-up a good relationship with a number of Chinese solicitors. As a result he has been involved in a wide range of cases with a Chinese clientele, including many food hygiene cases. In 2013 he obtained the acquittal of the directors of London’s largest Chinese restaurant on charges of breaching a Food Prohibition Order when the restaurant was found to be serving 400 diners on Chinese New Year, only 3 days after a Crown Court Judge had banned them from managing a food business. The case also involved an appearance before the Lord Chief Justice for an appeal against the original making of the Prohibition Order. (The case is reported – see below.)

Throughout 2010/11 Jeremy was engaged by a Chinese client, Fuk Wu, who was charged with the £3 million blackmail of a Hong Kong billionaire. At trial Jeremy was led by Paul Purnell QC when Ms Wu was acquitted of making false representations that the billionaire had got her pregnant. Shortly before the retrial of the blackmail charge, Jeremy secured the dismissal of the case as an abuse of process, before going on to obtain a costs order against the private prosecutor.

Jeremy was also engaged as junior counsel to Peter Crampin QC in a two week High Court action involving the same parties.

The case was widely reported in London and China, eg. <http://www.dailymail.co.uk/news/article-2041984/Samuel-Tak-Lee-Billionaire-falsely-accused-mistress-Fuk-Wu-3m-blackmail.html>

Jeremy prides himself on his attention to detail and his prompt and thorough written work. He invariably establishes a good rapport with his client and is known for his good humour, frank advice and dogged determination to win at (almost) any cost. His manner in court is calm and understated

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but, when the occasion demands it, he can be a tenacious and aggressive cross-examiner.

Jeremy was instructed as leading counsel for one of the conspirators involved in a series of cash-in-transit robberies that culminated in the shooting dead of two men by the police in Chandlers Ford. The case was said to involve the most expensive telephone investigation ever conducted by the British police.

Other recent noteworthy cases have included representing the leader of a gang of drug-dealers who was accused of supplying drugs to a number of prisons and who continued to supply drugs from his own prison cell; a courier caught with 53 kilos of pure heroin in the boot of his car; two large scale football violence cases, in which rival gangs had agreed to riot by mobile phone; a man accused of raping a girl in the Philippines, in which Jeremy established that the act alleged was not an offence in that country; a consultant to the Health Service Ombudsman who was accused of falsely claiming £141,000 in expenses; a domestic rape in which the lies of the complainant were exposed through examination of her text messages; and a rape by an asylum seeker who was found unfit to plead.

Jeremy has been involved in a number of cases involving substantial POCA applications, both in the criminal courts following trial and in the Administrative Court. In 2005 he was instructed to represent the Defendant in a High Court action brought by the Assets Recovery Agency in which the criminal proceeds passing through the Defendant's bank account in one year alone amounted to £350 million.

Jeremy may be instructed through Direct Access.

## SIGNIFICANT CASES

### **Reported cases**

**R –v- Navarro** 2014 – dealing with time allowed for recall on licence.

**AG's Reference** (No.80 of 2012) [2013] EWCA Crim 136 – the Prosecution appealed an unduly lenient sentence in a knife-point rape.

**R –v- Crestdane Ltd.** [2013] 1 Cr. App. R. (S.) 19 [2012] Crim. L.R. 980 – landmark judgement in cases involving food prohibition orders

**R –v- Sandhu and others**, [2011] EWCA Crim 477 – sentencing in a robbery of a small business

**R –v- Fullerton**, [2010] EWCA Crim 2911 – sentencing a custody officer for possession of child pornography.

**R-v-Penner**, Times June 3, 2010, in which Jeremy was said to have “ambushed” the prosecution with a jurisdictional defence not disclosed in the Defence Statement;

**R-v-Knipe** [2009] EWCA, in which a Sexual Offences Prevention Order was successfully appealed on the grounds that its ambit was too wide;

**R-v-Adams** [2008] 1 Cr. App. R. 355, dealing with the admission of hearsay in the case of an absent witness;

**R-v-Edwards** [2006] 1 Cr. App. R.: bad character applications;

**R-v-Ali (Faraz)** [2009] Crim. L. R 40: essential reading for those interested in identification by police officers from CCTV;

**R-v-Branton-Speak** [2007] 1 Cr. App. R. (S.) 55: sentencing for a director of MTV in a case of

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supplying cocaine.

**R-v-Rechak** [2006] EWCA Crim 2975: jurisdiction in cases involving the assisted entry of illegal immigrants.

**R-v-Lewis** [2008] 1 Cr. App. R. 35: discharging a jury on revelation of a matter subject to PII and joinder in cases involving firearms offences.

## PROFESSIONAL ASSOCIATIONS

Criminal Bar Association

South Eastern Circuit

## QUALIFICATIONS

BSC (Hons.) Cardiff

Direct Access qualified

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