

IN THE EASTERN CARIBBEAN SUPREME COURT

IN THE HIGH COURT OF JUSTICE

ANTIGUA AND BARBUDA CIRCUIT

CLAIM NO. ANUHCV2025/0149

BETWEEN:

ALKIVIADES A. DAVID (Claimant in Person)

Claimant

-and-

[Existing Defendants as per Claim Form]

Defendants

NOTICE OF APPLICATION

(Pursuant to CPR Rule 19.2 – Addition of Parties)

TAKE NOTICE that the Claimant applies for the following orders:

1. An Order pursuant to Rule 19.2(2)(a) and/or (b) adding:

(a) Associated Newspapers Limited (publisher of the Daily Mail and associated titles);

(b) The Guardian News & Media Limited.

2. Directions permitting amendment of the Statement of Case (if required) to particularise publication-based harm and any aggravation of damages arising from

asymmetrical reporting of the Claimant's arrest and subsequent proceedings.

3. Admission of the annexed publication materials (Exhibits AAD-1 and AAD-2) as supplemental evidence relevant to the quantification, continuation, and potential aggravation of damages, and to procedural fairness.

4. Such further or other directions — including case management directions and reasonable procedural accommodations for the Claimant as a disabled litigant in person — as the Court considers just and consistent with the overriding objective under CPR Rule 1.1.

The grounds for this application are set out in the attached Supplemental Affidavit sworn 26 February 2026.

The Claimant respectfully requests that this application be determined on the papers if appropriate, or listed for hearing at the earliest convenient date, with any necessary consequential case management directions.

Dated this 26th day of February 2026.

Alkiviades A. David

Claimant in Person

SwissX Island, St. John's, Antigua & Barbuda

SUPPLEMENTAL AFFIDAVIT

In Support of Application Under CPR Rule 19.2

I, ALKIVIADES A. DAVID, of SwissX Island, St. John's, Antigua & Barbuda, MAKE OATH and state as follows:

A. Status and Accommodation

1. I am the Claimant in these proceedings and make this affidavit from my own knowledge save where otherwise stated.

2. I am a disabled litigant in person. Pursuant to the overriding objective in CPR Rule 1.1, I respectfully request reasonable procedural accommodations to ensure equality of arms, effective participation, and access to justice.

B. Parallel Proceedings

3. On 27 February 2026, I filed a Supplemental Note in the High Court of Justice, King's Bench Division, London (Claim No. KB-2025-001991), addressing contemporaneous media reporting and potential risks to procedural fairness in multi-jurisdictional proceedings. A true copy is annexed as Exhibit 'AAD-1'.

4. The position advanced in London is confined to safeguarding procedural fairness and evidentiary integrity. No allegation of criminal wrongdoing is made.

5. The position taken before this Honourable Court is consistent.

C. Publication History Relevant to Pledged Harm

6. Associated Newspapers Limited and The Guardian News & Media Limited have previously published articles concerning my arrest and related allegations. True copies/examples are annexed as Exhibit 'AAD-2' (bundle).

7. That arrest is central to my pleaded case. It is alleged to have been wrongful and to have caused substantial reputational, commercial, and personal harm, including quantifiable damages.

8. Those initial publications were widely disseminated and contributed materially to the pleaded injury.

D. Subsequent Developments and Asymmetry

9. Subsequent material developments — including:

(a) the commencement and active status of these proceedings (ANUHCV2025/0149);

(b) the filing of evidentiary materials in October 2025;

(c) related procedural steps —

have not been the subject of subsequent reporting addressing those developments.

10. The asymmetry between prominent initial reporting of allegations and the absence of subsequent reporting of material legal developments is capable of:

(a) perpetuating reputational injury;

(b) influencing public and third-party perception of ongoing proceedings;

(c) bearing directly on the scope, continuation, and potential aggravation of damages.

11. These matters are evidentiary and procedural in nature.

E. Relevance to Damages and Procedural Fairness

12. The publication conduct and omissions of the proposed additional parties are relevant to determining:

(a) the full extent and ongoing nature of the pleaded reputational and commercial harm;

(b) whether damages should include an aggravated component arising from continued imbalance in public portrayal during active proceedings;

(c) whether supervisory or protective directions are required to ensure fairness and integrity.

13. These issues are integral to the just resolution of the claim.

F. Basis for Joinder Under CPR Rule 19.2

14. Pursuant to Rule 19.2(2)(a), it is desirable to add the proposed parties so that the Court may resolve all matters in dispute, including the full scope and potential aggravation of damages arising from publication asymmetry.

15. Further or alternatively, pursuant to Rule 19.2(2)(b), there are issues involving the proposed parties that are connected to matters in dispute — namely the impact of publication conduct on pleaded harm and damages — and their addition is desirable to resolve those issues efficiently within a single procedural framework.

16. If joinder is granted, I will seek permission to amend the Statement of Case (if required) to particularise claims limited to publication-based harm and aggravation of damages arising from asymmetrical reporting.

17. Such an approach promotes the overriding objective under Rule 1.1 by avoiding multiplicity of proceedings, saving expense, ensuring proportionality, and enabling just determination of related issues.

G. Relief Sought

18. I respectfully request that this Honourable Court:

(a) Grant permission to add Associated Newspapers Limited and The Guardian News & Media Limited as defendants pursuant to CPR Rule 19.2;

(b) Permit amendment of the Statement of Case, if required;

(c) Admit Exhibits AAD-1 and AAD-2 as supplemental evidence;

(d) Give appropriate case management directions, including for service and further steps;

(e) Grant such further or other relief as the Court deems just, including reasonable accommodation measures for the Claimant as a disabled litigant in person.

SWORN at St. John's, Antigua & Barbuda

this 26th day of February 2026

ALKIVIADES A. DAVID

Before me:

Commissioner for Oaths / Notary Public

Statement of Truth

I believe that the facts stated in this affidavit are true.