



3. The second category covers payments made by Dunsink or Sotra Logistic Limited into the accounts of T Capital Limited with UBS in Zurich during 2007, after Mr Tikhonov had returned to London. Sotra has shareholders in common with Sovfracht. Shell allege that these payments were made under an arrangement which Mr Tikhonov had made primarily with Mr Alexander Ivanov and Mr Evgeny Nenashev of Sovfracht that he should have a cut of inflated freight prices to be paid by Shell either directly for rail freight services or indirectly as part of the price paid by Shell for oil under contracts negotiated by Mr Tikhonov with suppliers of oil from the FSU. The monies were paid into the account of T Capital Limited. TCL was incorporated in the British Virgin Islands and Mr Erik  **Vanagels**  was the nominee shareholder and director appointed through International Overseas Services ("IOS"), the Latvian agents used in setting it up. Shell allege that Mr Tikhonov was the beneficial owner of TCL, the T standing for Tikhonov. Mr Tikhonov accepts that he instructed IOS to set up the company, but he asserts that the company was set up for the benefit of Mr Ivanov, a substantial shareholder in Sovfracht, and that the payments made to it were made on Mr Ivanov's instructions and for Mr Ivanov's benefit. Shell claims that TCL received \$2,462,082 in this way, which it claims from Mr Tikhonov.