

Amended as in red this 31st July 2025
pursuant to the Order made by The
Honourable Mr Justice Lok dated
30th July 2025.

Re-amended as in green this 29th August
2025 pursuant to the Order made by The
Honourable Mr Justice Lok dated 19th
August 2025.

Registrar

Registrar HCA 625/ 2025

IN THE HIGH COURT OF THE
HONG KONG SPECIAL ADMINISTRATIVE REGION
COURT OF FIRST INSTANCE
ACTION NO. 625 OF 2025

BETWEEN

YAN YU YING (忻汝英)

Plaintiff

AND

PERSON(S) UNKNOWN CATEGORY B

~~WHO RECEIVED~~

~~CRYPTOCURRENCY ORIGINATING~~

~~FROM THE BITCOIN ADDRESSES~~

~~DEFINED AT PARAGRAPH 4 OF~~

~~THE INDORSEMENT OF CLAIM~~

~~UP TO 26 MARCH 2025~~

1st Defendant

PERSONS UNKNOWN BEING THE INDIVIDUALS

OR COMPANIES OR OTHER ENTITIES WHO ARE

IDENTIFIED IN THE BINANCE.COM PLATFORM'S

TERMS AND CONDITIONS AS BINANCE OPERATOR

2nd Defendant

PERSONS UNKNOWN BEING THE INDIVIDUALS OR COMPANIES

OR OTHER ENTITIES THAT OPERATE COINBASE.COM

3rd Defendant

PERSONS UNKNOWN BEING THE INDIVIDUALS OR COMPANIES

OR OTHER ENTITIES THAT OPERATE OKX.COM

4th Defendant

PERSONS UNKNOWN BEING THE INDIVIDUALS OR COMPANIES

OR OTHER ENTITIES THAT OPERATE GEMINI.COM

5th Defendant

BITCOINFORME S.L. TRADING AS BIT2ME

6th Defendant

PERSON(S) UNKNOWN CATEGORY A

7th Defendant

RE-AMENDED STATEMENT OF CLAIM

A. The parties

1. The Plaintiff is a victim of Bitcoin theft.
2. The 1st Defendant(s) is/are the persons unknown Category B, being person(s) who own and operate the cryptocurrency address “1KGnHUhhqw7P7QPDcXyPdowSTg687Fe8N9” (“the D1 Address”) and received cryptocurrency originating from the following Bitcoin addresses up to 26 March 2025:-

2.1. around 300 in address 32stz4yrsBHDJp3WMXN3U4KK3BZUH3wckw

2.2. around 38 in address 3BGJuYeHak3WhSjSrKNz25XJnE23dFiQam

2.3. around 23 in address 39Hb58CkPY9iLQVf8893bJJeuFGt7hwUDu

(“361 Bitcoins”) (“Subject Addresses”)

3. The 2nd to 6th Defendants are entities operating various cryptocurrency exchanges identified by an investigator, Mr Umberto BUONORA of Recoveris.io in a report entitled “*Forensic Memo on Fraud Incident*” dated 24 March 2025 (“**Report**”),

3.1. The 2nd Defendant is/are the entity/entities operating the “*Binance*” cryptocurrency exchange.

3.2. The 3rd Defendant is/are the entity/entities operating a cryptocurrency exchange at <https://www.coinbase.com/>.

3.3. The 4th Defendant is/are the entity/entities operating a cryptocurrency exchange at <https://www.okx.com/>.

3.4. The 5th Defendant is/are the entity/entities operating a cryptocurrency exchange at <https://www.gemini.com/>.

3.5. The 6th Defendant is a company incorporated in Spain, identified on the website <https://bit2me.com/> as the operator of the cryptocurrency exchange at <https://bit2me.com/>.

3A. The 7th Defendant(s) is/are the person(s) unknown Category A, being persons(s) who own or operate the cryptocurrency addresses “0x16e4c3721d65701542ff5ae4c959fceb1d9fe2b”, “0xbf91ca583ec6b3b37560b3781f2810965184ddd6”, and

“0x5a709e0f5f508fbb56c333589d5dda835b1a61c1”, which are associated with the 2nd Defendant (“the D7 Addresses”).

B. The theft of the Plaintiff’s Bitcoins

4. The Plaintiff is the plaintiff in High Court Action Number 2295 of 2019, where her case is that Mr LEUNG Wing Hei (“**Mr Leung**”) (the defendant in that case) has stolen around 1,000 Bitcoins from her in 2018 (“**1,000 Bitcoins**”).
5. In 2022, the Hong Kong Court of First Instance ordered Mr Leung not to dispose of around 364.46378963 Bitcoins that he still held from the 1,000 Bitcoins (“**HCA 2295 of 2019 Injunction**”).
6. Prior to 12 March 2025, of the around 364.46378963 Bitcoins, around 361 Bitcoins were held in the Subject Addresses.
7. On 12 March 2025, the around 361 Bitcoins were transferred to and therefore stolen by the 1st Defendant.
8. The 1st and 7th Defendants knew or ought to have known that the 361 Bitcoins and their traceable proceeds belonged to the Plaintiff at all material times.

Particulars of the 1st and 7th Defendant’s Knowledge

- 8.1. The 361 Bitcoins were subject to HCA 2295 of 2019 Injunction.
- 8.2. The Plaintiff did not authorise these transfers.
- 8.3. There was no commercial or other logic behind the rapid transfers of the 361 Bitcoins as disclosed by the “*complex and vast layering scheme*” involving around 365 identifiable transfers within around 8 days.

8.4 Most of the 361 Bitcoins were swapped for other cryptocurrency to conceal the unauthorised transfers and dissipation.

9. Mr Leung denies knowledge or responsibility for these transfers, and the identity of the 1st Defendant remains unknown.
10. After the discovery of the 1st Defendant's theft, the Plaintiff instructed investigators to investigate the recipients of the 361 Bitcoins.
11. On 24 March 2025, the Plaintiff received the Report which shows that:-

11.1. a "*complex and vast layering scheme*" had taken place involving around 365 identifiable transfers within around 8 days on an initial investigation.

11.2. parts of the 361 Bitcoins were transferred to deposit addresses and/or user accounts associated with the 2nd, 3rd, 4th, 5th and 6th Defendants, who are centralised cryptocurrency exchanges with Know Your Customer policies.

11A. On 23 July 2025, the Plaintiff received a report from Bitrace Limited which shows that:

11A.1 most of the 361 Bitcoins were swapped for Ethereum Tokens and were transferred on the Ethereum blockchain.

11A.2 around 54.5% of the 361 Bitcoins were transferred to the D7 Addresses.

12. It follows that the 2nd, 3rd, 4th, 5th and 6th Defendants hold information pertaining to the identity of the 1st Defendant by virtue of their Know Your Customer policies.

13. Investigations are ongoing, and the Plaintiff will apply to join additional parties if necessary. The Plaintiff also reserves her right to plead further particulars upon discovery and/or interrogatories.
14. Purely as a reference, the value of one Bitcoin as at the date of this Statement of Claim is approximately HK\$749,151, at which the 361 Bitcoins would be worth approximately HK\$270,443,511.
15. The Plaintiff suffered loss and seeks recovery of the 361 Bitcoins. Against the 1st and 7th Defendants, the Plaintiff will rely on fraud, conversion, misuse of private information, unjust enrichment, monies had and received, constructive trust, knowing receipt, dishonest assistance and equity to seek recovery of the 361 Bitcoins, ~~and~~ their traceable proceeds, damages and/or equitable compensation.
16. As against the 2nd to 6th Defendants, the Plaintiff seeks disclosure of information to enable the Plaintiff to identify and recover from the 1st and 7th Defendants.

AND THE PLAINTIFF CLAIMS AGAINST THE DEFENDANTS:

- (1) A declaration that
 - (a) the Plaintiff was at all material times and remains the beneficial owner of the 361 Bitcoins and/or their traceable proceeds; and
 - (b) The 1st Defendant holds the 361 Bitcoins and/or their traceable proceeds on trust for the Plaintiff.

AND THE PLAINTIFF CLAIMS AGAINST THE 1st AND 7TH DEFENDANTS:

- (2) An order that the 1st and 7th Defendants do deliver up the 361 Bitcoins and/or their traceable proceeds to the Plaintiff.
- (3) All necessary consequential or further accounts, inquiries or orders to enable the Plaintiff to trace and recover the 361 Bitcoins and/or their traceable proceeds.
- (4) Damages or equitable compensation to be assessed.
- (5) Interest on any sum ordered to be paid at such rate and for such period as this Honourable Court deems just pursuant to Sections 48 and 49 of the High Court Ordinance or pursuant to the Court's equitable jurisdiction.
- (6) Further and other relief.
- (7) Costs.

AND THE PLAINTIFF CLAIMS AGAINST THE 2ND TO 6TH DEFENDANTS:

- (8) An order that the 2nd to 6th Defendant disclose to the Plaintiff:
 - (a) The full name(s), address, particulars, email address(es), IP address(es) and a full set of Know Your Client documents of the client account(s) associated with the addresses and transactions identified in the Report defined above and exhibited to the First Affirmation of Chow Kam Pui ("Client Account(s)") and the D7 Addresses.
 - (b) The account balance as at the date of the Order, and the complete transaction log of the Client Account(s), including but not limited to the fiat and/or cryptocurrency deposits and withdrawals for the period starting from 12 March 2025 13:50 UTC.

- (c) Any bank accounts associated with the Client Accounts known to the Defendant, including the name and address of the relevant bank.

~~Dated 1 May 2025~~

~~JASPER WONG~~

~~Counsel for the Plaintiff~~

(Sd.) Edwin Yun & Co.

~~EDWIN YUN & CO~~

~~Solicitors for the Plaintiff~~

~~Dated 30 July 2025~~

~~JUSTIN W.T. LAM~~

~~Counsel for the Plaintiff~~

(Sd.) Edwin Yun & Co.

~~EDWIN YUN & CO~~

~~Solicitors for the Plaintiff~~

Dated 27 August 2025

JUSTIN W.T. LAM

Counsel for the Plaintiff

A handwritten signature in blue ink, appearing to be 'Edwin Yun & Co.', is written over the printed name and firm name.

EDWIN YUN & CO

Solicitors for the Plaintiff

STATEMENT OF TRUTH

~~I, YAN YU YING, the Plaintiff, believes that the facts stated in this Statement of Claims are true.~~

~~本人，忻汝英，原告人，真誠相信上述所述的事實為真實。~~

~~Dated this 12th day of May, 2025.~~

~~日期：2025 年 5 月 12 日~~

(Sd.) Yan Yu Ying

~~YAN YU YING~~

STATEMENT OF TRUTH

~~I, YAN YU YING, the Plaintiff, believes that the facts stated in this Amended Statement of Claim are true.~~

~~本人，忻汝英，原告人，真誠相信上述所述的事實為真實。~~

~~Dated this 30th day of July, 2025.~~

~~日期：2025 年 7 月 30 日~~

(Sd.) Yan Yu Ying

~~YAN YU YING~~

STATEMENT OF TRUTH

I, YAN YU YING, the Plaintiff, believes that the facts stated in this Re-Amended Statement of Claim are true.

本人，忻汝英，原告人，真誠相信上述所述的事實為真實。

Dated this 27th day of August, 2025.

日期：2025年8月27日


YAN YU YING

HCA 625/2025

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6th Defendant

PERSON(S) UNKNOWN CATEGORY A

7th Defendant

RE-AMENDED STATEMENT OF CLAIM

~~Filed on : 20th May, 2025~~

~~Filed on : 31st July, 2025~~

Filed on : 29th August, 2025

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