

**Elwira Kelly
Claimant
Second Statement
5 September 2025
Exhibit "EK2"**

IN THE HIGH COURT OF JUSTICE

CLAIM No.

CHANCERY DIVISION

BETWEEN

(1) MOOG WOLVERHAMPTON LIMITED

(2) MOOG FERNAU LIMITED

(3) MOOG READING LIMITED

(4) MOOG CONTROLS LIMITED

Claimants

- and -

**(1) PERSONS UNKNOWN WHO FOR THE PURPOSE OF PROTEST
ENTER OCCUPY OR REMAIN ON, OR DAMAGE, THE LAND AND
PREMISES SHOWN EDGED RED ON PLAN 1 BEING MOOG
AIRCRAFT GROUP WOLVERHAMPTON, VALIANT WAY,
PENDEFORD, WOLVERHAMPTON WV9 5GB, OR WHO OBSTRUCT
AND/OR INTERFERE WITH OR ATTEMPT TO OBSTRUCT AND/OR
INTERFERE WITH ACCESS TO OR EGRESS FROM THAT LAND
AND PREMISES**

**(2) PERSONS UNKNOWN WHO FOR THE PURPOSE OF PROTEST
ENTER OCCUPY OR REMAIN ON, OR DAMAGE, THE LAND AND
PREMISES SHOWN EDGED YELLOW ON PLAN 2 BEING MOOG
CONTROLS LTD LUTON, UNITS C AND J AIRPORT EXECUTIVE
PARK, PRESIDENT WAY, LUTON LU2 9NY, OR WHO OBSTRUCT
AND/OR INTERFERE WITH OR ATTEMPT TO OBSTRUCT AND/OR
INTERFERE WITH ACCESS TO OR EGRESS FROM THAT LAND
AND PREMISES**

**(3) PERSONS UNKNOWN WHO FOR THE PURPOSE OF PROTEST
ENTER OCCUPY OR REMAIN ON, OR DAMAGE, THE LAND AND
PREMISES SHOWN EDGED YELLOW ON PLAN 3 BEING MOOG
READING LIMITED, 30 SUTTONS BUSINESS PARK, READING,
BERKSHIRE RG6 1AW, OR WHO OBSTRUCT AND/OR INTERFERE**

**WITH OR ATTEMPT TO OBSTRUCT AND/OR INTERFERE WITH
ACCESS TO OR EGRESS FROM THAT LAND AND PREMISES**

**(4) PERSONS UNKNOWN WHO FOR THE PURPOSE OF PROTEST
ENTER OCCUPY OR REMAIN ON, OR DAMAGE, THE LAND AND
PREMISES SHOWN EDGED RED ON PLAN 4 BEING MOOG
AIRCRAFT GROUP TEWKSBURY, ASHCHURCH, TEWKESBURY,
GLOUCESTERSHIRE GL20 8NA, OR WHO OBSTRUCT AND/OR
INTERFERE WITH OR ATTEMPT TO OBSTRUCT AND/OR
INTERFERE WITH ACCESS TO OR EGRESS FROM THAT LAND
AND PREMISES**

**(5) PERSONS UNKNOWN WHO FOR THE PURPOSE OF PROTEST
ENTER OCCUPY OR REMAIN ON, OR DAMAGE, THE LAND AND
PREMISES SHOWN EDGED RED ON PLAN 5 BEING MOOG
INDUSTRIAL GROUP, ASHCHURCH PARKWAY, TEWKESBURY,
GLOUCESTERSHIRE GL20 8TU, OR WHO OBSTRUCT AND/OR
INTERFERE WITH OR ATTEMPT TO OBSTRUCT AND/OR
INTERFERE WITH ACCESS TO OR EGRESS FROM THAT LAND
AND PREMISES**

Defendants

SECOND WITNESS STATEMENT OF ELWIRA KELLY

INTRODUCTION

1. I am Senior Vice President, General Counsel, and Corporate Secretary at Moog, Inc (“**Moog**”). I am authorised to make this witness statement on behalf of the Claimants. I have previously given a witness statement in these proceedings dated 4 September 2025 (“**Kelly 1**”). For the avoidance of doubt, capitalised terms in this statement adopt the definitions in Kelly 1.

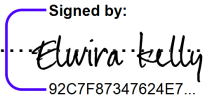
THE LUTON SITE

2. At paragraph 53 of Kelly 1, I stated: “Access to the building entrance on the Luton Site is gained through the car park, shown hatched blue to the south of the two units on Plan 2 (p. 3), which is also used by Moog but not demised to Moog.”
3. Since preparing Kelly 1, I have been informed by an employee at the Luton Site that Moog also uses:
 - (a) a loading bay to the north of Unit J;

- (b) car parking spaces to the west of Unit J;
 - (c) a loading bay to the east of Unit C; and
 - (d) car parking spaces to the east of Unit C, these being in a larger car parking and circulation area which are also often used by the occupiers of the adjacent unit.
4. Moog therefore wishes to extend the geographical area of the injunction sought at the Luton Site to include those areas (the “**Additional Area**”).
5. With regards to Unit J, the Additional Area comprises the parking areas which are used in practice by Moog, being:
- (a) some (but not all) of the car parking spaces specifically identified on the lease plan for Unit J as being spaces in which it has a right to park (pp.1-10);
 - (b) some additional parking spaces to the west of Unit J which are not identified on the lease plan for Unit J but which Moog has, in practice, had exclusive use of; and
 - (c) a loading area to the north of Unit J that Moog has, in practice, had exclusive use of.
6. With regards to Unit C, the Additional Area comprises:
- (a) the car parking areas to the east of Unit C specifically identified on the lease plan for Unit C as being spaces in which it has a right to park (pp.11-20); and
 - (b) a loading area on that side of the Unit that Moog has, in practice, had exclusive use of.
7. For completeness, I also exhibit to this statement a plan showing the entirety of the geographical area (including the Additional Area), over which Moog seeks an injunction at the Luton Site, edged in yellow (p.21).

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Signed 
 Elwira Kelly

DATED this 5 day of September 2025.

