

**Elwira Kelly
Claimant
Third Statement
1 October 2025
Exhibit "EK3"**

IN THE HIGH COURT OF JUSTICE

CLAIM No. PT-2025-000910

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

THIRD 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 two witness statements in these proceedings, the first dated 4 September 2025 (**"Kelly 1"**) and the second dated 5 September 2025 (**"Kelly 2"**). For the avoidance of doubt, capitalised terms in this statement continue to adopt the definitions in Kelly 1.
2. I make this witness statement following the hearing before the Honourable Mr Justice Meade on 5 September 2025, at which, following Moog's application of 4 September 2025 (the **"Application"**), Moog was awarded an interim injunction (the **"Interim Injunction"**) over the Sites on the terms set out in the order of Mr Justice Meade dated 5 September 2025 (pp. 2-27) (the **"Order"**). The Order provided that the Application would be listed for a return date on 6 October 2025 (the **"Return Date Hearing"**), having been made *ex parte* without notice to the Defendants.
3. In advance of the Return Date Hearing, I wish to update the court on relevant matters that have occurred since the Order was made. As before, I avoid in this statement mentioning my colleagues at Moog and others by name in the interests of protecting their personal

safety, given the nature of the Defendants and previous reprisals against other individuals as outlined in Kelly 1.

NOTIFICATION

4. Pursuant to paragraphs 10 and 11 of the Order:

- (a) The Application documents and the Order were uploaded to www.moog.co.uk/injunction on 5 September 2025 (the “**Website**”). I exhibit at (p.28) a screenshot of the documents listed on the Website.
- (b) On or shortly after 5 September 2025, the Order and the warning notices set out in the Order (together, the “**Notices**”) were displayed at prominent locations at the Sites, as set out in the table below. I have seen photographs of the relevant Notices, and I also exhibit maps showing the location of each of the Notices at the Sites (pp. 29-33). As some of the Notices are attached to parts of the Sites that are potentially vulnerable to direct action from protestors, I have not exhibited the photographs to this statement due to the security risk.

Site	Location	Date and/or Time the Notices were displayed
Wolverhampton Site (p. 29).	Either side of all access gates to and from the Wolverhampton Site, including along Innovation Drive and Valiant Way. On employee access gates to the main building. On access gates leading to roof and car park.	5 September 2025 22:22
	Additional Notice displayed to the fence line at rear of building.	26 September 2025
Luton Site (p. 30).	South-west side of Unit C, adjacent to car parking area. Along the south-east side of Unit C, close to the loading bay. Two Notices appended next to the walkway between Unit C and Unit J.	5 September 2025 22:32

	On the North-East side of Unit J.	
Tewkesbury (Aircraft) Site (p. 31).	Along the east of the building: • Reception • Canteen • Near the sheds and turning circle area, at the extension door and both sides of the dispatch area Along the south of the building adjacent to the staff parking area: • South Canteen • South Canteen Corridor • Gym Entrance Along the west side of the building: • West office exit • Roof stairs • Either side of Pump Room West • Compressed air room • Extension West Room Along the north side of the building: • At both Extension Fire Doors	5 September 2025 22:46
Tewkesbury (Industrial) Site (p. 32).	At the dispatch door and goods door in yard to the north of the site. At the side door along the west side of the site adjacent to Northway Lane.	5 September 2025 22:46

	At the south side of the site by the car parking area and entrance, at the front doors. Along the east side of the side adjacent to the access road, at the side fire door and canteen window.	
Reading Site (p. 33).	At all access doors around the site, including the locker room and stores entrances.	6 September 2025 09:09

- (c) Since there is no perimeter fencing in place at the Luton Site and the Reading Site, the Notices have been appended to the buildings on those sites. As a result, any potential protestors would technically need to be trespassing onto those sites in order to read some of the Notices clearly. At the Reading Site, the Notices are approximately 10-25 metres away from the site boundary. At the Luton Site, the Notices are approximately 6 metres away from the site boundary, save for the Notices displayed on Unit J and the south-west side of Unit C, at which point they are approximately 18-20 metres from the site boundary.
- (d) At the Luton Site, my colleagues have arranged for PIR motion sensor lights to be installed around the site so that the perimeter lights up should any potential protestors approach in the dark.
- (e) In order to ensure that we have done as much as possible to bring the Notices to the attention of any potential protestors, Moog is also arranging for:
- (i) The Notices to be displayed on boards at three locations around the perimeter of the Reading Site (circled black on the plan at p. 33); and
 - (ii) The Notices to be displayed on the brick wall located between the two entrances to the Luton Site and car parks used by the Luton Site (shown circled blue on the map at p. 30).
- (f) As the Sites did not have immediate access to A2 printers (the Order having been granted late in the afternoon of 5 September 2025), the warning notices were initially affixed in A3 size and replaced with A2 size on 8 September 2025 (all in accordance with paragraph 11(iii) of the Order).
5. On 11 September 2025, my colleagues arranged for the Notices at the Wolverhampton Site to be illuminated with electric lighting so they could more easily be seen at night.
6. Moog also made a further application on 15 September 2025 for the Return Date Hearing (pp. 34-40). In accordance with paragraph 12 of the Order, this further application was

uploaded to the Website on 16 September 2025, and placed at the same prominent locations at the Sites as the Notices (set out in the above table) on 16 September 2025.

7. I understand from my colleagues at Moog responsible for dealing with such matters that, as at 30 September 2025, there have been 127 hits on the Website. It is not possible for Moog to trace the location of the relevant servers.
8. Notwithstanding the steps we have taken to notify Defendants of the Application documents, the Order and the Return Date Hearing, as at the time of making this statement, Moog has not received any evidence in response to the Application pursuant to paragraph 8 of the Order, either to the email or postal address set out in paragraph 20 of the Order.

CRIMINAL PROCEEDINGS

9. As I explained in Kelly 1, the Perpetrators of the Incident were remanded in custody after being charged with conspiracy to commit criminal damage and criminal damage (the “Offences”).
10. The Police have informed me that, having reviewed the evidence against the Perpetrators, the Crown Prosecution Service (CPS) intends to link the Offences to terrorism, to which the court must have regard as an ‘aggravating factor’ under s.69(2) Sentencing Act 2020. As a result of the severity of the Offences, the Police have also informed me that the criminal proceedings have been transferred to the Old Bailey in London. The bail hearing for the Perpetrators is scheduled to take place on 3 October 2025. I am reassured that the criminal proceedings are progressing and the Police and CPS are treating the proceedings extremely seriously. However, I am concerned that the transfer of the case to the Old Bailey may attract further publicity, in addition to the recent press attention that Moog has received (which I explain further below), and so the Sites remain at risk of further unlawful protest activity.
11. Following discussions with Moog’s solicitors, who were made aware by the Police, I also wish to inform the court that I am aware of the names and ages of the Perpetrators. However, since that information is not yet in the public domain, I have not named the Perpetrators in this statement.

FURTHER ACTIVITY

12. In the interests of full and frank disclosure, I confirm that Moog has not encountered further protest activity like the Incident since the Interim Injunction was granted.
13. However, Moog has experienced some vandalism by potential Pro-Palestinian protestors. There has also been some activity that, following discussions between my colleagues at the relevant sites and the Police, I have reason to believe indicates that direct action on or

close to the Sites continues to be a real threat. Moog continues to engage with the Police about these. The further activity is as follows:

- (a) On 9 September 2025, security staff at the Wolverhampton Site observed two individuals walking around the perimeter of the site past the main entrance towards the building occupied by Jaguar Land Rover (close to the main building on the Wolverhampton Site) at approximately 3am. The individuals concerned were a male and a female pushing a pram. They walked along Innovation Drive, past the perimeter of the Wolverhampton Site, for approximately five minutes. Security staff at the Wolverhampton Site observed that the pram was empty. This is concerning because the Police previously informed my colleagues that PA, and other affiliated groups, have advised their members to use 'props' such as prams, pushchairs, or animals when patrolling sites that they intend to target as a means of avoiding detection. This is consistent with PA's "Underground Manual", exhibited to Kelly 1, which states *"if you're going out in the sticks walking around an industrial estate with a selfie stick - you'll probably stand out a bit. On going for sites in more rural areas, try asking to borrow someone's dog to take them on a walk (or walk your own dog if you've got one)"*. The Police attended the Wolverhampton Site at approximately 4am to investigate.
- (b) On 15 September 2025, my colleagues at the Tewkesbury (Aircraft) Site identified the words *"Moog kill Palestinians"* written on the entrance walkway opposite the Tewkesbury (Aircraft) Site (p. 41).
- (c) On multiple occasions, including on 1, 7, 12, 13, 20 and 25 September 2025, security staff at the Wolverhampton Site have seen drones fly over the site. The drones hovered over the Wolverhampton Site for several minutes each time.
- (d) On 25 September 2025, at approximately 3am, staff at the Wolverhampton Site observed a car approach and park directly in front of the entrance to the site. The Police were onsite at the time and confirmed they would look into the matter further.
- (e) Between 26 – 28 September 2025, staff at the Wolverhampton Site noticed broken fencing adjacent to the rear of the Wolverhampton Site (pp. 42-43). An additional guard dog was deployed to protect this area.

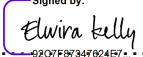
PRESS ATTENTION

- 14. On 9 September 2025, I was informed by my colleagues at the Wolverhampton Site that Mr John McEvoy, a journalist at Declassified referenced in Kelly 1, had made an email request to reception at 11:28am. As before, Moog did not answer Mr McEvoy's request for comment.

15. On 22 September 2025, I was alerted by a colleague to an article published on Declassified with the headline: “*UK Aerospace Firm Supplying Israel’s Defence Ministry*” (the “**Second Article**”) (pp. 44-49). Similar to the Declassified article of 10 July 2025 that I describe in Kelly 1 (the “**First Article**”), the Second Article alleged that Moog was responsible for supplying equipment from the Wolverhampton Site used to train Israeli pilots to fly advanced fighter jets. It also alleged that Moog was “directly” supplying Israel’s Ministry of Defence, and assessed the value of the relevant shipments to be £200,000. I do not know where this assessment of value came from.
16. Since the Incident occurred approximately six weeks after publication of the First Article, I remain concerned that Moog Wolverhampton, and the other Sites, will be the target of further direct action as a result of the Second Article as well as the progress of the criminal proceedings I describe above. This is particularly the case because the Second Article referred directly to the Incident: it contained a description of the Incident, including detail of the Perpetrators’ incursion onto the roof of the main building at Moog Wolverhampton. I am worried that the reference to the Incident, together with inflammatory descriptions such as the Perpetrators’ clothing containing “*faces of Palestinians killed by Israel*,” will inspire other individuals to commit similar violent acts. Indeed, one incident of drones flying over the Wolverhampton Site on 25 September 2025, coupled with the incidents of 25 September 2025 and 26-28 September 2025 that I describe above, all post-dated the Second Article.
17. Since the Interim Injunction was granted, I have also been made aware that Moog is, and has been since at least 5 September 2025, named on a website that targets companies alleged to be contributing to supplying the Israeli military: [Target Map | Dismantling Complicity in Israeli Apartheid](#). The website links directly to the First Article (p. 50), and also contains a link to PA’s “Underground Manual” of PA (containing guidance for those wishing to take part in violent protest activities), mentioned above and referred to in paragraph 82 of Kelly 1 (p. 51).

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 
Signed by: Elwira Kelly
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Elwira Kelly

DATED this 1 day of October 2025.

