



Dispute Resolution Conference

3 July 2018

Hosted at:

Clarke Willmott, 1 Georges Square, Bath Street,
Bristol, BS1 6BA


Bristol Law Society's Annual Dispute Resolution Conference promises to be a fantastic series of talks on hot topics for all litigators. Topics to be covered include: a litigation focus on privacy/GDPR claims; CPR updates; privilege; business crime and dealing with litigants in person. Our line-up of expert speakers includes QCs, representatives of the Bristol and London bar, law firms and the judiciary. This is a key date on the Bristol Legal calendar, not to be missed.

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A G E N D A / C O N F E R E N C E P R O G R A M M E

- 9.00am** ***Registration and Coffee***
- 9.25am** **Chair's Welcome and Introduction**
Alex Jakubowski, Partner, Clarke Willmott
- 9.30am** **Disclosure Update**
Ed Crosse, Partner, Simmons & Simmons
- 10.10am** **Business Crime in 2018**
Jeremy Summers, Partner, Osborne Clarke
- 10.50am** **Costs Update**
Anil Virji, Head of Costs, Civil & Commercial Costs Lawyers Ltd
- 11.10am** ***Refreshments and Networking***
- 11.30am** **Litigants in person and vexatious litigants**
Natasha Dzameh, Barrister, St John's Chambers
- 12.10pm** **Some recent cases on Legal Professional Privilege**
Rosalind Phelps QC and Nik Yeo, Fountain Court Chambers
- 12.50pm** ***Lunch and Networking***
- 1.50pm** **Mediation in 40 Minutes**
Gregory Hunt, Founder and Managing Director of Hunt ADR
- 2.30pm** **Civil Procedure Update**
James Wibberley, Barrister, Guildhall Chambers
- 3.10pm** ***Refreshments and Networking***
- 3.30pm** **When money is the obstacle: What options do clients have when litigation is prohibitively expensive?**
Mark Beaumont, Director, Annecto Legal Limited
- 3.50pm** **Litigation aspects of data protection and privacy: GDPR and other key developments**
Felicity McMahon, Barrister, 5RB
- 4.30pm** **Plenary Session**
HHJ Cotter QC
- 5.00pm** **Close**

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EXPERT SPEAKERS BIOGRAPHIES

Alex Jakubowski, Partner, Clarke Willmott (Chair)

Alex joined Clarke Willmott as a trainee in 2000, became a partner in 2011 and is currently the head of the commercial disputes team in Bristol. He is a general commercial litigator, with particular experience with contractual disputes, banking litigation, financial services disputes, professional negligence, commercial agency disputes and IT disputes. Clients have included banks, building societies and title insurers working on disputes arising out of mortgage fraud and also in relation to disputes with agents and appointed representatives. He is recognised in the Legal 500 and Chambers and Partners for his expertise in commercial litigation and professional negligence. Alex holds the full Financial Planning Certificate (FPC 1, 2 and 3) and is a practising mediator.



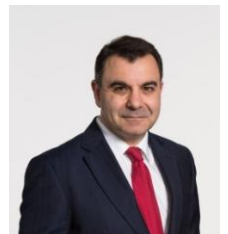
Anil Virji, Head of Costs, Civil & Commercial Costs Lawyers Ltd

Anil is responsible for the operational running of the teams in London, Manchester and Bristol. Anil has over 20 years' experience in dealing with contentious costs and has been instructed in all areas of civil litigation ranging from group actions, libel, commercial disputes, clinical negligence, personal injury and matrimonial cases. Anil is a qualified Costs Lawyer with CLSB accreditation. He is also an accredited trainer. Prior to joining Civil & Commercial he set up and ran two in-house cost departments. In 2009 Anil became the first Costs Lawyer to be appointed as a Partner of a law firm.



Jeremy Summers, Partner, Osborne Clarke

Jeremy heads the Business Crime team at Osborne Clarke advising businesses and senior executives on issues involving action by criminal or regulatory enforcement agencies in the UK and internationally. He is admitted in both England and Hong Kong and has over 25 years' experience of dealing with complex and high profile cases in both jurisdictions. Jeremy represents clients at all stages of the process from dawn raids and arrests, through to negotiating plea agreements and if necessary defending clients at trial. He also provides compliance training and advice. He has significant experience of all aspects of business crime including bribery and corruption, fraud and financial crime, insider dealing and revenue offences. He is a regular media commentator and co-authors the chapter on corruption in the OUP publication *Fraud: Criminal Law and Procedure*. Jeremy sits as a Judicial Officer for World Rugby and chairs UK National Anti-Doping Panel hearings.



Ed Crosse, Partner, Simmons & Simmons

Ed has over 20 years' experience of handling financial and commercial disputes. Prior to joining Simmons in 2012, he worked in Clifford Chance's London disputes practice for 10 years and also at Osborne Clarke. Ed was President of the London Solicitors Litigation Association until March 2018 and in April was elected to the Law Society Council for the City of London constituency. Ed has played leading roles on a number of significant Court reform initiatives, participating as the solicitor representative on judge-led working groups, including the Rolls Building Working Group on the implications of Brexit for UK Civil Justice and on the Shorter and Flexible Trials Committee. Ed has helped draft proposals substantially to revise the current approach taken by the Business & Property Courts to disclosure for commercial cases. If approved, these will herald an entirely new approach to disclosure by mandating greater co-operation and engagement between parties, increased use of technology in the data review process and more robust case management by the Courts.



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Natasha Dzameh, Barrister and Mediator, St John's Chambers (Call: 2010)

Natasha is a specialist commercial and chancery barrister who won the Bristol Law Society's "Barrister of the Year 2017" Award. She is regularly instructed as sole counsel in cases with six and seven figure valuations. Natasha has a diverse commercial practice which includes banking and finance litigation, construction, company and partnership disputes, insolvency, insurance and professional negligence. She also accepts instructions in international commercial disputes and sports law. Natasha's traditional chancery practice involves probate, property (including property damage), trusts and wills. Clients have described her advocacy as "excellent", noting that she presents arguments in a "very intelligent and clear way" and that she is a "precious help" throughout trials.



Rosalind Phelps QC, Fountain Court Chambers (Call: 1998, Silk: 2016)

Rosalind specialises in commercial law, aviation, banking, civil fraud and professional negligence. Rosalind has substantial experience of large-scale commercial disputes including, for example, the litigation involving the Tchenguiz brothers, where she dealt with issues relating to litigation privilege and inadvertent disclosure of documents subject to privilege. She has also been involved in many of the leading cases against banks in relation to alleged swaps mis-selling, including successfully defending Lloyds in the first swaps mis-selling case against the bank to be fought through to trial (*Marz v Bank of Scotland*). Rosalind is a contributing editor to *The Law of Privilege* (OUP 3rd ed 2018), the leading text on legal professional privilege.



Nik Yeo, Barrister, Fountain Court Chambers (Call: 2000)

Nik specialises in high-value complex commercial litigation and arbitration spanning a number of practice areas including banking, financial services, professional negligence, energy/natural resources, insurance and reinsurance. His work often draws on his previous experience as a transactional solicitor at Slaughter & May and regularly has an international or cross-border element. He was awarded Professional Negligence Junior of the Year at the Chambers & Partners Awards 2016 and is a contributing author of *The Law of Privilege* (OUP 3rd ed 2018), the leading text on legal professional privilege.



Gregory Hunt, Founder and Managing Director, Hunt ADR Limited

Gregory Hunt is a Civil Mediation Council Registered Mediator accredited by both CEDR and CIArb. He has mediated more than 60 times across multiple sectors from personal injury to music to construction to football. He founded Hunt ADR in 2016 after spending 23 years as an administrator, manager and director at The Chartered Institute of Arbitrators, CEDR and Ombudsman Services. Hunt ADR provides arbitration and mediation services to a number of private and trade sector bodies for business to business and business to consumer disputes. It is the exclusive provider of arbitration and conciliation services to resolve disputes between members of 'ABTA, The Travel Association' and holidaymakers. Hunt ADR is a Civil Mediation Council accredited training provider and provides mediator skills training and CPD events in association with Clerksroom.



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James Wibberley, Barrister, Guildhall Chambers (Call: 2009)

James has a broad based commercial practice, focussing primarily on banking and financial services, professional negligence, company/shareholder, partnership and contractual disputes. James is regularly brought into cases that straddle between these areas such as claims following the sale/purchase of companies or the collapse of business relationship. In addition, James has a keen interest in cases involving restraint of trade, breaches of confidentiality and breaches of fidelity or fiduciary duty. As well as dealing with more routine claims for the enforcement of restrictive covenants against former employees, James also has experience of claims in the context of franchise agreements, partnerships, departing shareholders and LLPs. Despite his relatively junior call, James has twice appeared in the Supreme Court in *Swynson Limited v Lowick Rose LLP* [2017] UKSC 21 (professional negligence; assessment of damages) and *Gavin Edmondson Solicitors Limited v Haven Insurance Co Limited* [2018] UKSC 21 (costs; solicitor's equitable lien).



Mark Beaumont, Director, Annecto Legal Limited

Graduating in 1998 with an Economics Degree, Mark spent the first ten years of his career in the consultancy sector. Since 2009 Mark has worked with costs firms, legal expenses insurers, third party funders, solicitors, insolvency practitioners and their clients to develop innovative retainer, funding and insurance



solutions for dispute resolution. Alongside business partner Sally Dunscombe, Mark founded Annecto Legal in the run-up to the Jackson Reforms of 2013. The aim of the firm is to find ways to help clients fund and insure as wide a range of cases as possible by accessing a wide market of insurers and funders. The last five years has seen after-the-event legal expenses insurance and various forms of funding being used in greater numbers and in a wider variety of forms than ever before. Mark is a regular contributor to publications in the legal and insolvency sector, as well as speaking about funding, insurance and risk management at conferences and training events.

Felicity McMahon, Barrister, 5RB

Felicity is a barrister at leading media and communications law set 5RB. She acts for claimants and defendants in privacy, defamation, data protection, harassment, and related causes of action. She has particular experience of advising on data protection and takes a keen interest in issues relating to online publication and social media. She is the co-editor of the Defamation chapter of *Clerk & Lindsell on Torts*, a contributor to *Tugendhat & Christie on the Law of Privacy and the Media*, and co-editor of *Blackstone's Guide to the Defamation Act 2013*. Recent cases include: acting for the successful claimants in a privacy action in relation to an episode of *Can't Pay? We'll Take it Away (Ali & Aslam v Channel 5)*, advising a national newspaper on the publication of articles resulting from an investigation into match-fixing, and acting for an individual seeking a harassment injunction.



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Please complete this form in BLOCK CAPITALS and return **one form per person** (see T&Cs for multiple booking discount). We accept photocopies of this booking form or you can download from www.bristollawsociety.com/events.

Return your booking form to: Clair Ponting, events@bristollawsociety.com or send by post to: Bristol Law Society, 12 Colston Avenue, Bristol, BS1 4ST

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Please specify any special or dietary requirements:

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It may be necessary to change the content and timing of the programme, speakers or venue due to circumstances beyond the control of BLS. We reserve the right to cancel the conference if absolutely necessary and issue a full refund of conference fees. BLS accept no liability if, for whatever reason, the conference does not take place.