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The 'essential toolkit' seminar

For junior personal injury and clinical negligence lawyers

Wednesday, 17th July 2019 | 1.00 pm - 5.20 pm

We the Curious, Anchor Road, Bristol BS1 5DB

The 'essential toolkit' half-day event aims to bring you up to speed with the latest legal developments and equip you with the tools and extensive resources required to succeed in this area of practice. After the success of and fantastic feedback received from our similar events last year, St John's Personal Injury and Clinical Negligence teams will be bringing you an even **bigger** event in 2019. Expect even more content and variety of topics so that you can choose what is most relevant, practical and useful for your caseload.



Book your place by visiting:
www.stjohnschambers.co.uk/events-and-seminars

Cost: £25 + VAT and £12.50 for members of
the Bristol Junior Lawyers Division

CPD - 3 hours



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Programme

The 'essential toolkit' seminar - 17th July 2019

1.00 - 1.25pm Registration and refreshments

1.25 - 1.30pm Welcome and introduction

Vanessa McKinlay, Head of Clinical Negligence team, St John's Chambers

1.30 - 1.55pm Opening plenary session

2.00 - 2.55pm Parallel Session A Parallel Session B Parallel Session C Parallel Session D

Important decisions in 18/19: Clinical negligence (breach of duty and causation)

Robert Mills and Marcus Coates-Walker, Barristers, St John's Chambers

How to join parties in litigation after limitation has expired (including a look at NIHL claims)

Jimmy Barber and Jonathan Lindfield, Barristers, St John's Chambers

Getting on board with CRU

Ben Handy, Barrister, St John's Chambers

Mock Hearing: A look inside the Court's approach to CPR 3.9 with an application for relief from sanctions

James Marwick, James Hughes and Rachel Segal, Barristers, St John's Chambers

2.55 - 3.10pm Refreshments

3.10 - 4.05pm Parallel Session E Parallel Session F Parallel Session G Parallel Session H

Important decisions in 18/19: Road traffic accidents, employer's liability, public liability

James Marwick, James Hughes and Rachel Segal, Barristers, St John's Chambers

Bones, breaks and backslabs: The fundamentals of orthopaedic claims

Robert Mills, Barrister, St John's Chambers

The who, when, where and how: An introduction to the world of inquests and the Coroners' Courts

Marcus Coates-Walker, Barrister, St John's Chambers

Mock Hearing: An assessment of damages and the principles of quantum as explained to a judge

Ben Handy, Jimmy Barber and Jonathan Lindfield, Barristers, St John's Chambers

4.10 - 5.05pm Vicarious liability on the move: An update on the hottest issue in the Courts at the moment

Marcus Coates-Walker and James Marwick, Barristers, St John's Chambers

5.05 - 5.20pm Q & A Session

5.20pm Join our speakers for a drinks reception overlooking the views over the Harbourside.

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Presenters



Ben Handy
Barrister
St John's Chambers

Ben is a personal injury and clinical negligence specialist. He represents claimants and defendants in a wide-range of work, with an increasing focus on cases of high value or complexity. He has represented clients at all levels up to, and including the Court of Appeal, and has a particular interest in claims involving allegations of fundamental dishonesty and fraud. Ben's reputation as a strong negotiator is complemented by his work as a mediator, through which he assists parties to settle disputes without the cost and uncertainty of litigation.

Ben has wide-ranging clinical negligence experience, including inquests and trials, as well as extensive experience of costs budgeting and Joint Settlement Meetings.

He also has extensive experience of costs budgeting hearings, and is happy to assist clients with both prior preparation and subsequent amendment of budgets, as well as tactics for getting the best from the budgeting process.



James Marwick
Barrister
St John's Chambers

James deals with all aspects of personal injury work but with a particular focus on cases involving the construction industry and public liability together with those cases where dishonesty is alleged. Complementing his personal injury work, James has significant experience in recovery and contribution claims, and he is frequently retained to act in relation to property damage matters.

James is instructed on insurance and litigation funding related matters extending from advising on indemnity issues, policies and CFA enforceability to all aspects of costs litigation. He is often engaged to deal with matters with novel costs or procedural issues.

His clinical negligence work includes both claimant and defendant work. Recent cases have covered the full spectrum of issues including limitation, consent, late amendments to pleadings, advising on the claw back of legal aid fees in a failed dependency claim.



Jimmy Barber
Barrister
St John's Chambers

Jimmy has developed a specialist practice in the fields of clinical negligence and personal injury with extensive experience of employers' and public liability, RTAs, fraud, industrial disease and travel law cases. He acts both for claimants and defendants and is a highly experienced advocate with a common law background, who has conducted numerous trials in a broad range of civil and criminal courts and tribunals.

He is also regularly instructed to advise, settle pleadings and to attend interim hearings and trials in fast track and multi-track cases in the County Court and the High Court.

In December 2017, Jimmy was successful in the Court of Appeal in *Stewart v Lewisham and Greenwich NHS Trust* [2017].

Presenters



James Hughes
Barrister
St John's Chambers

James is a specialist personal injury and clinical negligence barrister, appearing for both claimants and defendants on the fast and multi-track across all the full spectrum of personal injury work, nationwide.

He has developed a strong following amongst solicitors for his courtroom advocacy and has particular experience acting for both claimants and insurers where allegations of fraud or fundamental dishonesty are made. He is equally happy to draft pleadings and to provide detailed written advice.

James has a good command of the court's approach to both costs budgeting and directions in multi-track personal injury claims.

He was also involved in the preparation for the appeal in *Hide v The Steeplechase Co* [2013] EWCA Civ 545, now the leading case on the interpretation of foreseeability for the purposes of PWR reg 4.



Robert Mills
Barrister
St John's Chambers

The core of Robert's practice is clinical negligence. He acts for both claimants and defendants and has experience of litigation across a wide range of areas of medicine. He regularly conducts cases worth over £1 million in value and is experienced in valuing complex care, loss of earnings and pension loss claims. Robert enjoys contributing to and shaping cases from the outset and regularly attends applications as well as costs and case management hearings with a view to preparing cases for trial or achieving optimum settlement results. Robert has a particular interest in orthopaedic, oncological and dental negligence claims, which represents key components of his practice, consisting of a range of high value cases. In June 2018, Robert represented the claimant at the Royal Courts of Justice and obtained the highest ever reported damages award in a dental negligence case.

In the personal injury field, Robert regularly conducts fast-track and multi-track trials. He has experience across the spectrum of personal injury litigation, including employer's liability, occupier's liability, Highways Act 1980 and road traffic cases. He regularly attends applications relating to issues such as pre-action disclosure, default judgment, amendments to statements of case and strike out.



Marcus Coates-Walker
Barrister
St John's Chambers

Marcus has a specialised practice focussed on all aspects of personal injury, clinical negligence and inquests. He has a busy practice which is balanced between court and paper work as well as being a trained mediator.

Marcus is regularly instructed to conduct cases on the fast-track and multi-track. He is very experienced in conducting trials and interim hearings, drafting pleadings and Part 35 questions to experts, and providing advice on liability, quantum and settlement tactics.

Marcus has experience of a broad range of inquest work, including cases which involve deaths in hospital, psychiatric institutions, prisons and police custody. He has appeared at Article 2 and jury inquests with multiple lay and expert witnesses and those which attract media attention. He recently appeared in an inquest into the death of a man who had called 999 following the onset of significant respiratory problems. The issues centred on the delay of the Ambulance Service to triage and respond to his call in line with their training, guidelines and practices.

Presenters



Rachel Segal
Barrister
St John's Chambers

Rachel is a specialist personal injury and clinical negligence barrister with a busy court and paper practice. She is regularly instructed to draft pleadings, advise on paper and in conference across the spectrum of personal injury law. Rachel frequently represents both claimants and defendants in trials, applications and other interim hearings in a range of RTA (including credit hire), Highways Act, employers' liability, occupier's liability and public liability matters.

Rachel also has a growing clinical negligence practice with a particular interest in clinical negligence matters involving obstetrics, gynaecology and delayed diagnosis of breast cancers. She regularly receives instructions to advise on liability, causation and quantum in a range of clinical negligence matters from dental negligence to obstetrics. She has drafted pleadings, prepared schedules and counter schedules (including assisting in high-value matters) and attended CCMCs and JSMs across a range of clinical negligence matters.

Rachel has recently updated the latest edition of the Denton Resource which charts judgments on relief from sanctions following the Court of Appeal's decision in *Denton v White* [2014] EWCA Civ 906.

“ This leading set attracts vast acclaim for its strength in depth. Its expertise ranges from high-value catastrophic injury, birth injury and surgical negligence cases to lower value dental negligence claims.”

CHAMBERS UK, 2018

CLINICAL NEGLIGENCE



Jonathan Lindfield
Barrister
St John's Chambers

Jonathan has joined Chambers following successful completion of his pupillage under the supervision of Ben Handy and Emma Zeb. During Pupillage, Jonathan has specialised in all aspects of personal injury and clinical negligence work. He has a busy practice made up of both court work and paperwork, and acts regularly for both claimants and defendants.

Jonathan has a wide practice covering all areas of personal injury litigation, including RTAs, credit hire matters, public liability, employers' liability, occupiers' liability, highways act claims, industrial disease claims and many others. He also has interest and experience in claims where there are allegations of fundamental dishonesty, and has previously gained much experience in the field of NIHL claims, particularly with regard to limitation.

Throughout pupillage, Jonathan gained much experience of clinical negligence work, including drafting statements of case, skeleton arguments, and advices.