

Reported/Notable cases *continued*

William Pusey

Keown v Coventry Healthcare NHS Trust (CA) [2006] 1 WLR 953

Moran v First Choice Holidays (QB) [2005] ITLJ7

Stephen Campbell

Weddell v Barchester Healthcare [2012] EWCA Civ 25

Salfrad Hussain v Birmingham City Council [2005] EWCA Civ 1570

Neil Thompson

Coates v Jaguar Plc [2004] EWCA Civ 337

Richard Moat

Ceva Logistics v Lynch [2011] EWCA Civ 451 (issues of applicability of the workplace (Health, Safety and Welfare Regulations 1992) where multiple parties occupy the workplace)

Kiani v Land Rover [2006] EWCA Civ 880

Evans v Tarmac [2005] EWCA Civ 1820 (Principles of award Smith v Manchester claims)

Malcolm Duthie

Baker v KTM Motorrad AG CC [2015]

Milroy v British Telecommunications Plc [2015] EWHC 532 (QB)

Michael Anthony Burt v Linford Christie [LTL 10/2/14]

Corbett v Cumbria Kart Racing Club [2013] EWHC 1362 (QB)

Green v Sunset & Vine and Ors [2009] EWHC 1610; [2009] All ER (D) 137; [2010] EWCA Civ 1441; [2010] All ER (D) 193.

Powell v Auden [2009] EWHC 98; [2009] All ER (D) 174

Stanley v Bryn Close [2009] EWHC 2849

Pace v Swansea City and County Council [LTL 4/10/07]; (SJ 2008 Vol 152 No1)

Nick Xydias

East Anglia University v Spalding [2011] EWHC 1886 (QB)

Adam Farrer

LHS v First-Tier Tribunal (Criminal Injuries Compensation) [2015] EWHC 1077 (Admin) [2015] PIQR Q2

Nicholas v Ministry of Defence [2013] EWHC 2351 (QB)

Dr Simon Fox

Beech v Timney [2013] EWHC 2345 (QB)

Robert Smallwood

Purdy v Cambrian (CA) [2000] CP Rep 67

Henry Pitchers

Carole Dennison v (1) David Dennison (2) Saga Insurance 24.7.08 Lawtel AC0118457 (future cost of paid care)

Matthew Brunning

Farrell & Short v Birmingham City Council & DAMS [2009] EWCA Civ 769

Gareth Compton

Bartlett v English Cricket Board Association of Cricket Officials CC [2015]

Ireland v David Lloyd Leisure Ltd [2013] EWCA Civ 665

Jones v Rhondda Cynon Taff CBC (CA) [2009] RTR 13

John Coughlan

Carver v BAA (CA) [2009] 1 WLR 113

Re: H&T (IVF Wales) (Sunday Times, 14th June 2009)

Paul Evans

Richard Butler v "3663" Limited 23.11.07 Lawtel AC0116920

Emma Brown

Re X [2011] CICB Kemp/Lawtel AM020198

Re F [2011] CICB Kemp/Lawtel AM0201772

D v Mid Staffordshire Hospitals NHS Trust (2006) Kemp/Lawtel AM0201042

N (By her son & litigation friend JOSEPH NEAL) v WC Care Agency, Clinical risk 13(1) 35

Rupert Beloff

Melvin Harley v F Sherwood & Sons Ltd 13/12/05 Lawtel AC0110702

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Reported/Notable cases

Paul Bleasdale QC

Limond v Shell UK Myelofibrosis caused by exposure to benzene on gas/oil installations

Markham v ICI Bladder cancer allegedly caused by radiation exposure in fertilization plant 40 years previously

Powertrain GLO. Outbreak of respiratory diseases in motorcar factory

Cerys Edwards v Boparan Catastrophic injury to infant in RTA. Lump Sum £5m: pp. £450,000 per annum

Uwigeze v Nottingham University Hospital NHS Trust. Negligent failure to diagnose platybasia; claimant quadriplegic

Gregory v ISR Logistics & ABC Express and Farrelly. Quadriplegic; “locked in”. Lump Sum £2.1m: p.p £260,000 pc

Re JH (CICA) Shaken Baby: Award £5m

Paramasivan v Wicks [2013] EWCA Civ262. 13 year old boy suddenly running into road.

Keown v Coventry Health Care NHS Trust [2006] EWCA Civ39 Child Trespasser

Kiani v Land Rover Ltd [2006] EWCA Civ 880

Evans v West Midlands Strategic Health Authority and Walsall Manor Hospital and NHS Trust. Very young girl: failure to diagnose meningitis while in hospital and subsequent negligent surgery to excise dermal cyst. Brain damage: neuropathic bladder and bowels as well as hemiplegia. Issues on liability of community health physician failing to discover sinus at six week check up and thereafter diagnosis of meningitis after admission to hospital. Liability admitted for negligent surgery to deal with dermal cyst and eventually for failure to diagnose meningitis while an inpatient.

Joplin v Dudley Group of Hospitals NHS Trust (with Emma Brown). Claimant with Parkinson’s Disease. Rendered tetraplegic as a result of delay in diagnosing spinal abscess after admission to hospital. Issues on causation of tetraplegia and long term prognosis in light of Parkinson’s.

Satinder Hunjan QC

CA v KMD and MIB (RTA involving very serious brain injury: Value £10 million on full liability basis)

AH v Various Ds (Very serious brain injury and tetraplegia in RTA: Value £11 million)

TR v RK (RTA involving child pedestrian suffering catastrophic injuries including brain injury: Value £10 million)

Chris Bright QC

Re: HH £4.25m (Complex multi-million pound post-RTA brain injury involving issues in relation to accommodation/a PPO/ the Defendant’s ability to provide continuity of payments pursuant to section 2(3) of the Damages Act 1996).

Re: JT £2.5m/no Peters’ undertaking thereby preserving PCT funding of £68,000 pa (Householder suffering TBI due to a falling tree branch; liability keenly disputed. Approved settlement based upon litigation risk, security of PCT/local authority funding and clinical, residential and care needs).

Re: DP (For the Defendant in a TBI claim involving a £225,000 PPO for care and £2.5m gross (at 65% recovery). (Complex issues due to partial recovery of PCT funding/a Peters’ undertaking or reverse indemnity. A firm line on behalf of the Defendant ultimately resulted in the Claimant’s Silk/legal team conceding the need for a passive reverse indemnity).

Re: CL Lump sum award of £700,000+ and periodical payments of £100,000+ per annum (post-RTA brain injury/approved settlement/young claimant with a near-normal life expectancy).

Re: TS (Acting for the Defendant in a complex brain injury claim involving difficult issues on quantum/care and case management. Settlement at £1.1m and a PPO of £60,000 pa).

Jonathan Jones QC

Chin v Yates, Cayman Islands (CA), CICA 12/2014

Graham Cliff

Brazier v Wolverhampton City Council [2007] EWCA 1479