

# Esther Gamble

Call: 2001

"She analyses information forensically and identifies strengths and weaknesses in a case early on."

Legal 500 2021



Esther Gamble is a leading senior junior in the fields of clinical negligence and personal injury litigation. She specialises in cases involving serious injury of significant value, and cases with complex or novel points of law.

She is consistently ranked as a leading barrister for both clinical negligence and personal injury work by Chambers UK and Legal 500. She was named "Birmingham Law Society Barrister of the Year" in 2020/21 and was shortlisted for "Clinical Negligence Junior of the Year" at the 2023 Chambers Bar UK awards.

She recently appeared in the Supreme Court in the seminal case known as "Paul v Royal Wolverhampton NHS Trust", dealing with claims by secondary victims of clinical negligence.

Esther prides herself on being accessible and responsive, and working as a team with her instructing solicitors. Professional clients often instruct her in the most delicate cases, for her sensitive and empathetic approach and her ability to win the confidence of vulnerable, challenging or anxious clients and witnesses. She also has a reputation for impressive attention to detail and an easy grasp of technical medical issues.

## Expertise

### Clinical Negligence

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Esther specialises in clinical negligence litigation, with a well-established practice spanning a spectrum of medical fields.

She is regularly instructed in cases where medical accidents have resulted in catastrophic consequences including brain injuries and paraplegia. She has wide experience in cases involving various types of cancer and has achieved provisional damages for numerous clients facing a risk of cancer recurrence. She has in-depth knowledge of the particular issues that arise in claims involving fatalities. She also has extensive experience in cases involving birth trauma, from severe maternal injury to shoulder dystocia to stillbirth, as well as a host of surgical errors and mismanagement of serious infection.

Esther recently appeared in the seminal Supreme Court and Court of Appeal in the case known as [Paul v Royal Wolverhampton NHS Trust](#),

#### Birmingham

103 Colmore Row  
Birmingham  
B3 3AG

DX: 16075 Fountain Court Birmingham  
Telephone: +44 (0) 121 606 0500

#### London

Fifth Floor  
7 Savoy Court  
London WC2R 0EX

DX: 449 London Chancery Lane  
Telephone: +44 (0) 207 420 7500

#### Bristol

30 Queen Square  
Bristol  
BS1 4ND

DX: 7838 Bristol  
Tel: +44 (0) 117 917 8501

acting for the claimant Purchase, concerning claims by secondary victims of clinical negligence.

## Brain Injury & Cerebral Palsy

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Esther is experienced acting in cases involving catastrophic brain injury resulting from medical mismanagement, including those resulting in paraplegia and quadriplegia.

Most recently Esther achieved a settlement of £1.6 million (capitalised value) in a case of catastrophic brain injury resulting from the mismanagement of a subarachnoid haemorrhage.

Recent cases include:

- Mismanagement of subarachnoid haemorrhage resulting in Korsakoff Syndrome
- Mismanagement of seizures resulting in cardiac arrest, catastrophic brain damage and quadriplegia Hypoxic brain injury in vulnerable adult with pre-existing brain damage
- Mismanagement of cerebral shunt in brain-injured child
- Hypoxic brain injury sustained at birth
- Most recently Esther achieved a settlement of £1.6 million (capitalised value) in a case of catastrophic brain injury resulting from the mismanagement of a subarachnoid haemorrhage.

## Cancer

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Esther has extensive experience dealing with cases involving delays in diagnosis and mismanagement of cancer and is well-versed in the particular complexities that often feature in cancer-related cases such as tumour doubling times and survival statistics. She has acted in cases involving breast, cervical, bowel, rectal, bladder, prostate, lung, gallbladder, oesophageal, oral, neuroendocrine and bone cancers. She is known for her sensitivity working with clients facing a terminal diagnosis and bereaved family members. She has achieved provisional settlements, addressing the risk of cancer recurrence, and has expertise in the technicalities of claims involving fatality.

## Gynaecology & Obstetrics

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Esther is regularly instructed in cases involving mismanagement of pregnancy and birth, including the tragedies of stillbirths and neonatal deaths; and mismanagement of gynaecological and women's health conditions.

She achieved a £1.15million settlement for a bereaved mother following the loss of her newborn, which resulted in severe psychiatric injury.

She achieved a £500,000 settlement for a new mum who sustained a fourth degree tear at birth resulting in severe colorectal consequences.

She has achieved significant settlements for several clients with Erb's Palsy resulting from shoulder dystocia at birth.

Other recent cases include:

- Failure to offer caesarean section

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- Misuse of forceps
- Failures to recognise third and fourth degree tears Negligent removal of placenta causing uterine inversion  
Mismanagement of retained products of conception
- Mismanagement of trial without catheters Mismanagement of UTIs and prolapses

## Medical / Surgical

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Esther acts in all manner of claims involving delays in diagnosis, mismanagement of medical conditions and injuries, and negligently performed surgery.

Recent cases include:

- Failure to diagnose scaphoid fracture
- Failure to diagnose torn biceps Mismanagement of penile fracture Mismanagement of sepsis
- Failure to treat infection, resulting in sepsis Negligently conducted hip replacement Negligently conducted knee replacement Mismanagement of tendon injuries
- Delay in diagnosis of limb-threatening ischaemia Negligently performed surgery resulting in foot drop Delay in diagnosis of aortic dissection Mismanagement of fistula

## Spinal Injury

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Esther is regularly instructed in claims involving spinal injuries of the utmost severity. Recent cases include: a claim involving negligently conducted surgery for spinal tumour, resulting in paraplegia a claim involving a delay in diagnosis of a spinal tumour resulting in paraplegia several claims involving delays in diagnosis of cauda equina.

## Personal Injury

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Esther is very experienced in the field of personal injury litigation, with a career that has encompassed all manner of accidents – road, industrial, property-related – involving all manner of injuries including catastrophic injuries, complex matters involving multiple defendants, motorcyclist and other multiple injury claims and fatalities.

She provides in depth analysis and advice at the earliest stages of a claim, with a pragmatic approach which facilitates expeditious resolution. She works closely with professional clients to ensure a case strategy is realistic and robust. She is known for her reassuring manner with clients and witnesses, and her ability to clearly explain complex and difficult matters to the most anxious and vulnerable lay clients.

## Catastrophic Injury

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Esther is regularly instructed in claims involving injuries of the utmost severity including brain and spinal injuries. As well as such claims arising out of accidents she also has extensive experience in such claims arising from clinical negligence.

- Recent cases include:
- Traumatic brain injury in young child in road accident

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- Spinal injury sustained by cyclist in road accident
- Brain injury resulting from rare arterial dissection in road accident
- Hypoxic brain injury in resident of care home following accident, overlaying existing brain injury
- Traumatic brain injury in teenager in road accident

## Awards



## Accreditations

- Birmingham Law Society Barrister of the Year 2020/21
- Shortlisted for Clinical Negligence Junior of the Year 2023, Chambers UK Bar Awards
- Ranked Tier 1 Clinical Negligence by Legal 500 Ranked Tier 1 Personal Injury by Legal 500
- Ranked Band 1 Clinical Negligence by Chambers & Partners UK Bar
- Ranked Band 2 Personal Injury by Chambers & Partners UK Bar

## Appointments

- Recorder – Civil, Midlands

## Qualifications

- Bar Vocational Course – Outstanding (Middle Temple highest achiever)
- Post-graduate Diploma in Law – Distinction (NLS award for highest achievement)
- First Class BSc Pure Mathematics & Philosophy (awards for highest achievement in both mathematics and philosophy)

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