

Michael Wingrave

Call: 2001

Expertise

Business & Property

Michael practices the following areas:

Insurance Disputes

Michael accepts instructions arising from insurance disputes, whether from the insurers, policyholders or third parties.

His experience in this area includes, but is not limited to:

- Avoidance of policy on the basis of fraud/conspiracy
- Avoidance of policy on the basis of non-disclosure
- Subrogation
- Analysis of insurer 'on risk'
- Compulsory insurance matters (motor and employers liability)
- Contribution proceedings
- Disputes as insurer's ability to bind an insured to settlement
- Assessment of liability and risk.
- During his training for the Bar, Michael was awarded the Winston Churchill Pupillage Prize and the Sir Joseph Cantley Award by the Middle Temple.

Birmingham

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DX: 449 London Chancery Lane
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Bristol

30 Queen Square
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Professional Negligence

Michael's experience predominantly lies in clinical negligence and in negligence committed by legal professionals.

Michael accepts instructions from both claimants and defendants in solicitor's negligence matters.

Examples recent instructions include:

- Missed limitation dates
- Failures to obtain proper expert evidence to support various heads of claim
- Insufficiency of settlement
- Faulty advice when performing a commercial conveyance
- Failures in service
- Michael also accepts instructions from the claimants and defendants in clinical negligence matters. Recent experience includes:
 - Medication withdrawal from Schizophrenic by GP
 - Stroke resulting from negligent prescription of anti-coagulants
 - Negligent treatment of leg lengthening patient, complicated by incarceration
 - Coroners Inquests into deaths in hospital
 - Misdiagnoses/negligent treatment in Accident and Emergency cases
 - Negligently performed spinal surgery
 - Negligent failure to identify or treat Cauda Equina Syndrome
 - Negligent nursing care of paediatric epilepsy patients
 - Negligently performed ophthalmological surgery
 - Negligently performed ophthalmological surgery
 - Failure to correctly set fractures of the hand

Clinical Negligence

Michael accepts instructions, primarily from claimants, in clinical negligence claims and is keen to develop this aspect of his practice. He has particular experience of:

- Coroners Inquests into deaths in hospital
- Misdiagnoses/negligent treatment in Accident and Emergency cases
- Negligently performed spinal surgery
- Negligent nursing care of paediatric epilepsy patients
- Negligently performed ophthalmological surgery
- Failure to correctly set fractures of the hand
- MRSA claims
- Misdiagnoses in cardiology cases
- Michael has also assisted on a number of mishandled birth cases resulting in catastrophic brain injuries/cerebral palsy.

Michael accepts conditional fee work, subject to positive risk assessment, and has developed a sub-specialism in claims where limitation is in issue. Indeed, he recently lectured upon the subject of limitation in clinical negligence claims at an AVMA event.

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International

Michael has more than 12 years of experience in litigation at the Bar, initially in England and Wales and latterly in the Cayman Islands, where he was called in 2012. During his time in the Cayman Islands, Michael dealt regularly with disputes arising in an international context, whether arising in a transactional/contractual, insolvency, quasi-criminal or tortious context. Michael has also dealt with a range of issues involving the regulation of financial institutions (predominantly hedge funds and corporate governance of the same) in the Cayman Islands (in conjunction with Richard Jones QC) with a heavy slant on the global impact of proposed domestic reforms.

Michael is able to bring to bear his practical experience in both the UK and in the Cayman Islands upon cross border disputes of all forms and has a good understanding of US state and federal systems in this context. Michael has particular interest in:

- Questions of jurisdiction in general, but particularly those concerning the England and Wales, Cayman Islands or US Courts
- Forum: whether making a strategy decision about which forum to use to commence litigation or in opposing forum selected by another
- Choice of laws/conflicts of laws – whether asserting or disputing
- Foreign service of documents and the Hague Convention
- Foreign evidence gathering, particularly opposition of US style ‘discovery’ in other jurisdictions
- International arbitration and mediation
- Enforcement of foreign judgments, particularly those arising in the context of insolvency and/or tax, and concerns associated with tracing and securing assets to satisfy such judgments.

Personal Injury

Michael accepts instructions on behalf of both claimants and defendants in fast track and multi track personal injury claims and has particular experience of:

- Road Traffic Accident claims
- Claims involving the Motor Insurers’ Bureau
- Accidents at Work
- Occupational Disease claims, including industrial deafness, vibration white finger and asbestos related conditions
- All manner of Public Liability and Occupiers’ Liability claims
- CICA claims
- Fatal Accident and dependency claims, including Coroners’ Inquests.

Michael also accepts conditional fee work, subject to positive risk assessment, and has developed a strong sub-specialism in claims where limitation is in issue.

During his training for the Bar, Michael was awarded the Winston Churchill Pupillage Prize and the Sir Joseph Cantley Award by the Middle Temple.

Memberships

- Personal Injuries Bar Association
- AvMA

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- British Insurance Law Association

Qualifications

- LLB (Hons) UNN

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