



Costs Seminar - The Jackson Report

a seminar by
**Jeremy Morgan QC &
Thirty Nine Essex Street's Costs Team**

Tuesday 2 March 2010

Venue: Main Hall, Crown Office Row, Inner Temple,
London EC4Y 7HL

6 pm to 8 pm

Costs Seminar – The Jackson Report

The seminar will be chaired by Jeremy Morgan QC, one of the Assessors to Lord Justice Jackson's Inquiry. Each member of the Costs Team will make a short presentation on a key aspect of the Report. This will be followed by what we are sure will be a stimulating discussion, involving the audience, of the likely impact of Jackson's recommendations.

The seminar will be followed by refreshments.

To reserve a place please contact:
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www.39essex.com

Thirty Nine Essex Street is accredited by the Law Society and the Bar Council to provide CPD accredited courses.



Speakers – The Costs Team

Thirty Nine Essex Street is regarded as one of the leading Chambers, described by The Legal 500 as “a colossally talented set” and commended for “strength in depth” by Chambers & Partners.

The Costs team, led by Jeremy Morgan QC, is top ranked by both Directories. Members appear in every Court and Tribunal where costs issues arise, conduct all manner of detailed assessments and are invariably to be found in the most important costs cases. The team has considerable experience in advisory and drafting work.

Thirty Nine Essex Street additionally offers expertise and experience in commercial, common, environment and planning and public and regulatory law, offering advice, advocacy and ADR both at home and overseas.

Jeremy Morgan QC is best known for his work in the field of Costs which represents the largest part of his practice. Most of his advocacy is appellate, much of it relating to new funding arrangements under the Access to Justice Act. His advisory work covers all aspects of his practice: in particular he advises on conditional fee agreements, on the structuring of retainers and on whether costs arrangements comply with the rules and are commercially workable. Jeremy's other main fields of work are solicitors' discipline and regulation as well as solicitors' negligence, often where the issues of negligence overlap with those of costs.

Simon Edwards has advised and spoken extensively on conditional fee and other costs issues. He also appears regularly at the SCCO. He drafts solicitors retainers including conditional fee agreements both individual (bespoke) and group (standard terms) and contingency fee agreements. His extensive experience of litigation in many different fields equips him with an understanding of the varied occasions in which costs are actually incurred, ranging from common law through commercial and property to family. When acting for insolvency practitioners he has advised on the specialist costs considerations that arise in that field.

Robert Marven is a specialist in all aspects of costs law. He is recommended as a leading costs junior by both Chambers and Partners and the Legal 500. The former describes him as 'commercially minded' and the latter says he 'combines intellectual rigour with practicality'. Robert's practice includes: costs issues arising from high value litigation; challenges to conditional fee agreements; collective conditional fee agreements; success fees; legal expenses insurance and 'after the event' insurance premiums; fixed costs; costs estimates; costs caps; as well as wasted and non-party costs orders. He provides commercial advice on costs and litigation funding issues to insurers, solicitors and claims management companies. Cases include *Tankard v John Fredricks Plastics*, *Crane v Canons Leisure* and *Days Healthcare UK Ltd v Pihsiang Machinery Manufacturing Co Ltd*.

Ben Williams is identified as a leading junior for costs litigation by both Chambers & Partners and the Legal 500, the former describing him as 'one of the best and brightest' whose 'tenacity and formidable intellect' mean 'he can take on anything and do it to a high standard'. He has appeared in most of the leading costs cases of recent years, including *Sarwar v Alam*, *Crosbie v Munroe*,

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Hollins v Russell, U v Liverpool City Council, Garrett v Halton BC, Rogers v Merthyr Tydfil CBC, Tankard v John Fredricks Plastics, C v W and Roach v Home Office. He is also recognised as an expert on the law of consumer protection, having appeared in many cases concerning consumer credit and hire transactions, such as Clark v Ardington Electrical Services, King v Daltray and Bee v Jenson.

Judith Ayling is an expert in costs law. She is recommended for her costs work in both Chambers and Partners and the Legal 500. Her work includes costs issues arising from group litigation, CFAs and CCFAs, success fees, costs capping and costs estimates, and also solicitor/client disputes. She is on the Attorney-General's B panel and regularly advises and represents government departments on costs matters. She also has a substantial practice in personal injury and clinical negligence, and is very well placed to advise on costs disputes in these areas.

Caroline Truscott was called to the bar in 1998. She has extensive experience of advisory work and advocacy in the costs field. She has advised on and appeared at interlocutory costs hearings and detailed assessments in the County Court and the Supreme Court Costs Office on behalf of both paying and receiving parties. She has particular experience in contested applications and assessments under the Solicitors Act 1974. Recent cases have involved issues of non-compliance with the CFA regulations, the recoverability of experts' fees where there is no permission to rely upon expert evidence and the extent to which disputed facts such as malingering can be raised at the detailed assessment stage in cases which have settled.

Vikram Sachdeva practices in Administrative and Public, Regulatory and Disciplinary, and Costs Law, and is recommended in the Legal 500 as a leading junior in these fields. He has taught law at both Oxford and Cambridge, and has a particular interest in the overlap between Commercial and Public law.

Katharine Scott was called to the bar in 1999. She is regularly instructed by the Legal Services Commission in cases involving a variety of issues. In addition she has represented applicant solicitors at all stages of their disputes with the legal services commission, including appeals to the contract review body and judicial review. Katharine also advises and represents both claimants and defendants on a variety of costs issues, including the enforceability of CFAs and CCFAs, recoverability of success fees and detailed assessments. She is listed as a leading costs junior in the UK Legal 500.

Karim Ghaly practices in the fields of Construction Law, Commercial Law, and Costs Law. He is recommended as a leading junior by Chambers and Partners. He advises and represents both Claimants and Defendants in a range of costs matters including cases concerning the enforceability of CFAs/CCFAs and the recoverability of success fees and insurance premiums. Karim appears regularly in both detailed assessments and costs appeals.

Victoria Butler-Cole was called to the Bar in 2005. She specialises in Administrative, Healthcare and Costs law. Her costs cases include *Utting v McBain* [2007] EWHC 3293 (QB). She recently advised and represented the claimant in *R (Halborg & Co) v Law Society*, a judicial review of a decision of the Legal Complaints Service concerning a solicitor's costs.