

trustmediation

~ not-for-profit dispute resolution ~

Tel: 0207 353 3237 Fax: 0207 583 9521

www.trustmediation.org.uk info@trustmediation.org.uk



Trust Mediation Limited
218 Strand
London
WC2R 1AT

THE MEDIATORS CVs



**SIR HENRY BROOKE
(CHAIR)**



MARTIN COCKX



JONATHAN DINGLE



JUDITH KELBIE



FRANCES MCCARTHY



TIM WALLIS

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SIR HENRY BROOKE

Contact

Address: 218 Strand London WC2R 1AT

Telephone: Registrar: 0207 353 3237 Mobile: 07969 395 030

E mail : henry.brooke@btopenworld.com

"Sir Henry's mediation skills were excellent; he facilitated a settlement when we feared we would not reach one."

Qualified

Mediator (formerly Barrister/Judge) Called 1963 (Inner Temple): QC 1981

Judicial Career

High Court Judge (Queen's Bench Division) 1988

Lord Justice of Appeal 1996

Vice-President of the Court of Appeal (Civil Division) 2003

retired 2006

General information

Sir Henry Brooke is a common lawyer with great experience of personal injury litigation both at the Bar and on the Bench. As Chairman of the Law Commission he was heavily involved with its major law reform study on personal injury damages. Before he retired from the Court of Appeal, his judgments included *Parkinson v St James & Seacroft NHS Trust*; *Hollins v Russell*; *Rogers v Merthyr Tydfil CBC*; and *Flora v Wakom (Heathrow) Ltd*. He was a member of the Court of Appeal in *Callery v Gray*, and thereafter participated in nearly all the leading cases in that court up to July 2006 which related to CFAs and BTE or ATE insurance. Over the last forty years Sir Henry has been personally involved in all aspects of personal injury litigation. At the Bar he was usually instructed by claimants' solicitors. He was also instructed often by the Medical Defence Union, appearing as leading counsel for the defendants in such cases as *Sidaway v Bethlem & Maudsley Hospitals* and *Wilsher v Essex AHA*.

After National Service in the Royal Engineers and four years at Balliol College Oxford studying classics and ancient history, Sir Henry opened his first law book at the age of 25. He was for a number of years a member of the Advisory Council for the Centre for Socio-Legal Studies at Oxford and a member of the Board of the Institute of Advanced Legal Studies at London University. He is chairman of the Trustees of BAILII (the free access legal website) and is a member (formerly chairman) of the Board of Editors of the White Book.

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Company Number 6375267
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Chairman Sir Henry Brooke

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Sir Henry has been trained and accredited as a mediator by ADR Chambers, CEDR and the School of Psychotherapy and Counselling, and has conducted over 60 mediations. He is a registered CEDR mediator. He writes about mediation in learned journals and frequently lectures on mediation. He is Chairman of Trust Mediation and also of the Civil Mediation Council.

Education

Marlborough College; Balliol College Oxford (First class honours)

Additional Experience

Chairman of four Bar Council Committees 1985-1991; Chairman of the Law Commission January 1993-December 1995; Chairman of Disciplinary Tribunals at Lloyd's 1985-7; he now sits occasionally in the Judicial Committee of the Privy Council.

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MARTIN COCKX

Contact

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Telephone: Registrar: 0207 353 3237 DDI: 018 2344 2671

E mail: M.Cockx@amelans.co.uk

"Martin's distinguished contribution to the development of the law in the personal injury field and pioneering work with Injury Lawyers 4U is now matched, in my view, by his very practical and expert grasp of how facilitative mediation is a good business deal for claimants, insurers/defendants and lawyers."
(Tim Wallis)

Qualified

Solicitor (admitted 1987) and Mediator.

Education

St Thomas Aquinas Grammar, Manchester Polytechnic

General Information

Martin is a Solicitor and partner with Amelans and has vast experience of personal injury work. He prides himself on an ability to 'do deals' if possible backed by a willingness to litigate if necessary. He was the Solicitor involved in Callery v Gray, Sarwar v Alam, Tilby v Perfect Pizza, Ahmed v Powell and Hollins v Russel. These cases helped shape the landscape of the new funding regime and provided much needed guidance regarding the recovery and level of additional liabilities and the operation of the Conditional Fee Agreement regulations.

Martin is a director of Injury Lawyers 4 U, the largest Solicitors marketing consortium in the UK. This is a not for profit company which enables genuine Claimants to contact ethical firms of Solicitors, all such firms having committed to high levels of Client care.

Martin assisted the Civil Justice Council in work on predictive costs and ATE insurance.

Martin has been trained and accredited as a Mediator by ADR Chambers and is a director of Trust Mediation. His knowledge of how cases are dealt with at the coal face provides him with a unique insight into how Clients, Solicitors and insurers tick.

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Additional Experience

Martin sits as a costs assessor for the Law Society and last assisted the High Court in the privacy case of Cox v MGN. He is an advanced Karate practitioner having competed many years ago at national level. He is married with 3 young sons who regularly test his mediation skills to the limit.

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JONATHAN DINGLE

Contact

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also at: Cambridge, Cheltenham, Leeds, Manchester, and Taunton
Telephone: Registrar: 0207 353 3237 DDI: 018 2344 2671
E mail: jonathan.dingle@218strand.com

Qualified

Barrister Arbitrator Mediator Called 1986 (Middle Temple)

Professional

Jonathan Dingle is a specialist in mediation and advocacy in personal injury cases. He works throughout the United Kingdom, and in Commonwealth countries, especially in the areas of fatal accidents, complex claims, MIB matters, motorcycle cases, claims against the MOD, back and brain injury cases, and civil procedure. As an advocate, he has appeared in the Court of Appeal in recent leading cases on Part 36, CRU, privilege, disclosure, and CFAs). His reported employment cases experience ranges from WRULD (both RSI and VWF) and NIHL cases from power tools, through construction accidents to industrial diseases exposure including docks and ship claims. He appears for Claimants and Defendants equally - for trials, in negotiations, and at inquiries.

General

He is a retired county rugby player, a former committee member of various sports bodies, a cricket team captain, and a rally driver. He has a full knowledge of aviation, military, maritime, motor sport, and equine issues. He is the appointed "athletes advocate" for an Olympic Team and a former Commander, Royal Navy with operational service.

Mediation

Jonathan Dingle has practised in mediation since 1987. He established a regional civil and commercial ADR service in 1998 and was a director of ADR Chambers (UK) between 2001 and 2004. A Member of the Chartered Institute of Arbitrators, he is also the Honorary Secretary of the Civil Mediation Council, a Chairman of Football League Disciplinary Panels and is a course leader for accredited mediation training. He has been invited to teach facilitative mediation and advanced negotiation skills around the world.

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Worldwide

He speaks French and Russian, and has worked in Russia, India, the West Indies, Gibraltar, Kenya, Dubai, New Zealand, and Spain. In addition, Jonathan Dingle holds a part-time judicial appointment, is a committee member of BICMA, and has been the independent member for standards of a police authority, a hospital manager's Mental Health Act panel member, and chair of a school governing body. Joint-Head, 218 Strand.

Education

Perse School, Cambridge; BRNC Dartmouth; Kings College, London; ICSL, London

Additional Experience

Honorary Secretary of the Civil Mediation Council, Football Disciplinary Commission Chairman, Neutral Evaluator for Boating & Shipping Cases; Bar Council panel member

Judicial History

Judge Advocate (1991 to 1996) POAC (2001 to date)

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JUDITH KELBIE

Contact

Address: St Martin's House, Britannia Street, Leeds LS1 2DZ
also in: Birmingham (Solihull), Bristol, London and Plymouth
Telephone: Registrar: 0207 353 3237 DDI: 0113 368 6152
E mail: jkelbie@lyonsdavidson.co.uk

"A leading personal injury solicitor undertaking and supervising complex claimant and defendant work Judith Kelbie is an internationally known mediator and mediation trainer who deploys incisive neutral facilitation skills in all her cases".

Specialisms

- Liability cases: road traffic, employment, highway, disease and public liability
- High value / complexity personal injury quantum disputes
- Loss of a chance / loss of career cases
- MOD cases including parachuting, flying, diving, training, and bullying
- Motor vehicle and motorcycle claims and issues
- Spinal, brain injury, and catastrophic injury cases

Career history

- Qualified Electronics Engineer 1983
- Royal Navy Officer short career commission 1988
- 1994 to date Lyons Davidson
- 2000 to date Head of Motorcycle Claims Group
- 2002 to date Partner Lyons Davidson
- 2003 to date MASS and CLT personal injury course leader/trainer
- 2004 to date Mediation training tutor and leader: UK, Ireland, India, New Zealand
- 2005 to date Partner In Charge, Lyons Davidson Leeds (70 fee earners/staff)

Qualifications & Experience

- Member of the Law Society's Personal Injury Specialist Panel
- Member of the Association of Personal Injury Lawyers
- 15 years personal injury litigation experience
- Peer-Elected Board Member of the Civil Mediation Council (2005 onwards)
- Member of the Association of Northern Mediators
- Accredited by ADR Chambers, Clerksroom, Trust Mediation, CI Arbitrators

Recently instructed by

Treasury Solicitor; DAC; Hextalls; Hill Dickinson; Irwin Mitchell; Weightmans; Greenwoods; HSBC; Tradex; MOD; MCA; Horwich Farrelly; and many others.

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FRANCES MCCARTHY

Contact

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E mail: fmccarthy@pattinsonbrewer.co.uk

"I applaud all those who have contributed to this success, in particular to Tim Wallis and Frances McCarthy who have brought this stage to a successful mediated conclusion".

Lord Phillips of Worth Maltravers, (then) Master of the Rolls,
welcoming an agreement ending an aspect of the 'costs wars'.

Qualified

Mediator (2005) Solicitor (1981)

Education

Poles Convent / Hull University

General Information

Frances McCarthy is head of Personal Injury at Pattinson & Brewer where she acts exclusively for Claimants. She specialises in claims arising from accidents at work and industrial diseases.

She was President of Association of Personal Injury Lawyers from 2000 to 2002.

She is a former member of the Civil Justice Council.

She is qualified CEDR mediator and jointly with Tim Wallis mediated various costs issues at the request of the Civil Justice Council including the levels of success fees to be claimed in personal injury cases.

She is a member of Lord Woolf's working party which developed the personal injury and disease and illness pre-action protocols.

Additional Experience

She is member of the Association of Trial Lawyers of America and was the Chair of the International Practice section. She is on the Editorial Board of the Journal of Personal Injury Law and is the joint editor of APIL Personal Injury Law Practice and Precedents. She contributes to Jordans Civil Court Service

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TIM WALLIS

Contact

Address: 218 Strand, London WC2R 1AT

also in: Newcastle upon Tyne, Carlisle, Leeds, and Manchester.

Telephone: Registrar: 0207 353 3237 Mobile: 07971 125 946

"When I was an officer with APIL, I was involved with negotiating success fees in respect of road traffic and accident at work cases. This was under the auspices of the CJC (Civil Justice Council). One of the mediators involved was Tim Wallis. I was very impressed with the way he conducted his work. He was very approachable, helpful, certainly had extensive knowledge of personal injury work. I would have no hesitation in agreeing to him being a mediator in a personal injury case in which I am involved".

Colin Ettinger, Partner with Irwin Mitchell, Past President of APIL.

Qualified

Mediator (1994), Solicitor (1976).

Professional - Legal

Initially personal injury work for trade union claimants. Subsequently EL, PL, RTA, and product liability litigation for defendants/insurers. Commercial litigation (including partnership disputes and chancery litigation), employment disputes, education matters, clinical negligence claims, other professional negligence claims and professional disciplinary hearings.

Career - Legal

Crutes Law Firm. Partner 1981 – 2006. Posts held: Head of Insurance Litigation Department, Joint Managing Partner, Senior Partner and Chairman.

Professional -Mediation

Qualified as a Mediator in 1994. Matters mediated since qualification as a mediator in 1994 include commercial disputes, professional negligence claims, property matters, employment disputes and insurance/personal injury claims. Between 2002 and 2005, at the request of the Civil Justice Council, Tim co-mediated 3 "industry agreements" between personal injury practitioners and the insurance industry. These related to predictable costs and success fees in personal injury cases and had a value of millions of pounds to the industry.

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Memberships

Founder member of the Civil Justice Council, chairs its ADR Committee. American Bar Association (Dispute Resolution Section). Formerly a member of the Law Society's Civil Litigation and ADR Committees. Formerly a director of ADR Net Ltd, part of ADR Group. President of FOIL, 2002. Tim is also a member of a number of mediation organisations that are accredited by the Civil Mediation Council, including ADR Group.

Education

Carre's Grammar School, Newcastle upon Tyne Polytechnic.

Publications

Tim writes on ADR and mediation for Sweet and Maxwell (ADR sections in "The White Book", "The Litigation Practice" and "The Civil Litigation Handbook"). He frequently has articles published and lectures on mediation.

Additional Experience

Tim has twice visited North America to research the use and development of ADR.