



Dr Simon Fox KC

Mediator since 2019

Civil Mediation Council Registered Mediator

Specialist areas: clinical negligence & personal injury

Background & Approach

Simon has acted as Counsel in a number of mediations over the last 25 years. These have included various clinical negligence scenarios such as medical and surgical management and mental health cases.

Simon has long seen becoming a mediator as a logical extension to both his clinical negligence practice and his work sitting regularly as an Assistant Coroner and qualified as an Accredited Mediator at the London School of Mediation in March 2019. He is a member of the Civil Mediation Council and a panel mediator with Trust Mediation in London. Over the last 5 years he has been involved in and conducted a large number (approximately 30) of mediations.

These have included cases of delay in hospital diagnosis, management of Cauda Equina Syndrome by hospital and GPs, neurosurgical practice and cardio thoracic surgery and delayed treatment in the emergency department with a fatal outcome in a young person (father unrepresented at mediation). Participants have ranged from 2 to 5 (multiple defendants including multiple GP's and hospital trusts) with Claimants aged 30 to 70. All have been medically complicated and required sensitive handling on the part of the mediator. All were full day mediations and concluded successfully at mediation for figures in the region of £150,000 to £500,000.

Simon's mediations have been both in person and online and he is comfortable acting in both formats according to what is preferable to the parties. Online mediations have included both Teams and Zoom and some hybrid.

With a background as a junior doctor before coming to the bar and currently working as an Assistant Coroner and clinical negligence King's Counsel as well as a mediator, Simon is able to work effectively with a range of mediation participants – from senior lawyers and clinicians to patients and parents – both represented and unrepresented. His wider background also enables him to deal with complex issues of confidentiality when these arise.

Simon recognises the importance of being flexible with time management and meeting deadlines as an integral part of a mediator's role both before and during the mediation itself.

Simon is passionate about the advantages of ADR and both writes and speaks on the topic and in particular on the different skills needed by lawyers engaging in this process.

Education & Memberships

MB,BS Charing Cross and Westminster Medical School

Diploma in Law City University, London

Called to the Bar Inner Temple

Personal Injury Bar Association

Coroners' Society

Civil Mediation Council

Testimonials

"Simon was involved in a particularly tricky case of mine where we had real thorny issues in relation to life expectancy, form of order (PPO v lump sum) etc. My clients were incredibly nervous and apprehensive about mediation. Simon brought a sense of calm to the process and was able to cut through the issues between the parties with his knowledge and expertise and sense of pragmatism. He had such a kind, considerate and understanding approach that put my clients at ease from the outset and undoubtedly was key in bringing about a fantastic settlement between the parties."

Jane Williams, Freeths

"Dr Fox KC successfully mediated a complex and emotional adult brain injury case I was involved in. From the outset he was compassionate, understanding, and put everyone at ease. However, most importantly he had an innate ability to understand the psychology of both parties and use this to draw them together to successfully resolve the case, despite the obvious barriers present. These skills combined with his experience and detailed knowledge of clinical negligence make him a valuable mediator, who I would not hesitate to recommend."

William Reynolds, Browne Jacobson

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February 2025