

# EMMA FISHER

CALL 2004



 0151 242 0707

 Clerks@7HS.co.uk

 7hs.co.uk

 Nationwide

## AREAS OF EXPERTISE

### Civil

Emma undertakes work in the full range of civil litigation, including personal injury, commercial and chancery litigation.

## PROFILE OVERVIEW

- UClaimant and Defendant written work and court work
- All areas of personal injury work including Highways Act claims, Occupier's Liability Act claims, Employer's Liability claims and Road Traffic Accidents (including fraud and low velocity impact claims)
- Fatal Accidents
- HAVS/VWF/NHL industrial disease work
- Actions against the police
- Credit Hire cases
- Clinical Negligence
- Accident abroad including jurisdiction arguments, Warsaw and Athens convention claims and Package Holidays Regulations claims
- Professional Negligence (including negligent conveyances, negligent surveys, negligent valuations and negligent legal advice)
- Advisory work in respect of procedure
- Costs

Involved in a number of high value and high complexity personal injury actions in the County Court and High Court including actions with a value up to £1 million.

### **Chancery/ Commercial:**

- Claimant and Defendant written work and Court work
- Landlord and tenant work, including rent possession actions and business tenancy litigation
- Charging orders, orders for sale, mortgage possession hearings and all other enforcement hearings
- Injunctive proceedings including freezing injunctions
- Personal and corporate insolvency
- Drafting shareholders agreements and Articles of Association
- Director's duties and rights of shareholders
- Restraint of trade (including injunctions) and breaches of contract of employment
- Intellectual Property litigation including trademarks and passing off disputes
- Sales of Goods and Consumer Protection cases
- Breach of Contract Actions

- Experienced in County Court and High Court Commercial and Chancery cases. Regularly instructed in cases with value of up to £1 million and experience of cases worth up to £2.5 million.
- Experience is settlement negotiations.
- Advised a large multi-national company on its restructuring including TUPE and pension requirements.

## NOTABLE CASES

### **Commercial / Chancery**

#### **Recent work includes:**

- Trial Counsel for the First and Fourth Defendants in the High Court case of Manolete Partners PLC v Ebrahim Dalal & others [2022] EWHC 1597: Claim against Defendants for a sum of c.£10m related to alleged cash extractions from a Company. Claim against the First Defendant reduced to c.£25k and the claim against the Fourth Defendant dismissed.
- Junior Counsel for the Respondent in the Court of Appeal case of Manolete Partners PLC v Ebrahim Dalal [2023] EWCA Civ 26
- Represented the wife of a Russian Oligarch in the High Court (Family Division) in injunctive proceedings in relation to over £17m of assets
- Advised a major UK group on the legality of Police licensing laws
- Successful application in the High Court for permission to act as a director notwithstanding a 7 year directors disqualification period
- 5 day County Court trial in respect of alleged breach of trust relating to a property purchase
- 2 day trial relating to alleged harassment
- Numerous trials relating to Solar Panel Mis-selling litigation and Payment Protection Insurance litigation
- Drafted a contract relating to the provision of funds for a charity project
- Drafted a contract relating to the purchase of work and transfer of data
- Advice on the terms of an insurance contract where the insurer sought to avoid the policy on a £250k claim
- Advice relating to a property dispute and a land grab whereby the other party moved their border to claim more land
- Professional negligence of solicitors relating to the under settlement of financial matrimonial proceedings
- Professional negligence of architects relating to building failures
- Recent work includes:
  - Professional negligence of surveyors relating to overvaluation of property and/or a failure to notice structural flaws in a building
  - Dispute as the quality of a vehicle purchased
  - Claims under the Inheritance (Provision for Families and Dependants) Act 1975 for financial provision
  - TOLATA claims relating to alleged resulting / constructive trusts
  - Claim in trust relating to the beneficial ownership of a Company

### **Personal Injury**

- Emma undertakes the full spectrum of personal injury work, including road traffic, employer's liability, public liability, industrial disease, clinical negligence, negligence relating to cosmetic treatments.
- Whilst she does concentrate her practise on Multi Track work (with many of her instructions being in respect of claims worth above £100k, and a number above £1million) she does undertake work for both Claimants and Defendants in both the upper Fast Track and Multi Track brackets.
- Emma fully understands and appreciates the difficulties facing personal injury solicitors and is always happy to assist her solicitors in any way that she can.

#### **Recent work includes**

- C v G – claim relating to lifelong injuries suffered in a car accident – settled for gross value c.£1.6m
- S v H – Claim for catastrophic injuries including significant cognitive impairment and life changing physical injuries
- T v F – significant claim involving Cauda Equina
- G v L – settling RTA claim for £130k
- C v U – Settling claim for £100k relating to accident at work
- H v J – Three day multi track trial involving allegations of fraud and credit hire issues
- D v H – Eight day trial involving fraud ring allegations
- A v H – multi track trial involving allegations of fraud

### **Training**

- Emma regularly gives training by way of seminars in-house at solicitor's firms. She is willing to provide fully bespoke training on whatever subject area the client requires.
- Any enquiries for training should be made to her clerk [Neil.McHugh@7hs.co.uk](mailto:Neil.McHugh@7hs.co.uk)

## DIRECTORIES

- Legal 500 – Personal Injury – Northern Circuit – Leading Junior Band 3:
- Legal 500 – Commercial Litigation – Northern Circuit – Leading Junior Band 3:

**'Emma's advocacy skills are very impressive. She is formidable and grasps the issues quickly. Her cross-examination skills are brilliant and her summing up provides the correct amount of impact. Where there are weaknesses in a case and gaps in evidence, Emma manages to build a strategy to overcome them.'**

