

Isaac Hogarth

Call: 2011
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AREAS OF EXPERTISE

Clinical Negligence, Personal Injury, Insurance, Fraud, Inquests

Isaac has a specialist clinical negligence, personal injury and insurance practice. A large number of Isaac's instructions relate to cases involving life-changing spinal and brain injuries, chronic pain and fatalities. He is ranked as a leading junior in personal injury and clinical negligence in both the Legal 500 and Chambers and Partners 2024.

In addition to his injury practice, Isaac has a growing reputation as an insurance specialist and is often instructed to advise insurers and the MIB on technical coverage and indemnity issues.

Isaac is an experienced advocate with an excellent track record at trials, joint settlement meetings and mediations. He is often instructed as a junior in high value claims, but also has extensive experience as sole counsel.

In addition to his civil practice, Isaac is often instructed to provide representation at inquests, particularly those arising from deaths in hospitals and road traffic accidents.

Insurance

Indemnity and coverage disputes form a core part of Isaac's practice. He frequently advises insurers and/or the MIB on policy and coverage disputes, particularly in the context of road traffic accidents. He is often instructed to draft defences or to advise in cases where indemnity disputes arise between insurers and their policyholders. He is also frequently instructed to advise insurers on their status as against other insurers.

He has recently advised in cases involving the following issues:

- All aspects of the Uninsured Drivers' Agreement 2015, including failures by claimants to pursue other sources of recovery, and clause 8 defences;
- Cases where proceedings have not been properly served on a tortfeasor and where the insurer or MIB has only a contingent liability under section 151, Article 75, or the UDA;
- Whether various types of use fell within the terms of a policy, including:
 - use of a vehicle as a weapon;

- racing;
- fast food delivery;
- deliberate acts;
- Whether the correct insurer to conduct a defence was an EL or motor insurer, and how to resolve the issues between those insurers;
- Whether an uninsured defendant who conducted her own defence and satisfied her own judgment could be liable to the MIB in costs.

He frequently delivers training on insurance indemnity and cases involving the Motor Insurers' Bureau ('the MIB').

He also acts for claimants in cases against the MIB.

Qualifications & Awards

LLM (Commendation), City University

BPTC (Very Competent), City University

GDL (Commendation), City University

MA (Oxon), English Language and Literature, Corpus Christi College, Oxford

GDL Scholarship, Gray's Inn

Bedingfield Scholarship, Gray's Inn

Arden Scholarship, Gray's Inn

Memberships

Personal Injury Bar Association (PIBA)

Professional Negligence Bar Association (PNBA)

Action Against Medical Accidents (AvMA)

Association of Personal Injury Lawyers (APIL)

Publications and Case Reports

A Practical Guide to Sepsis and Meningitis Claims, November 2019, Law Brief Publishing Limited. Available [here](#).

Article: 'Standard of care in a clinical setting during the Covid-19 crisis', which can be read [here](#)

Article: 'Clinical Approach: Isaac Hogarth reviews some key decisions on sepsis and meningococcal disease', PI Focus, March 2020

Article: 'Policy Issue', an article on *Advantage v Stoodley*, PI Focus, October 2018

Case note: *RLB v Dr K: fatal clinical negligence claim arising from delayed diagnosis of colorectal cancer*

Case note: *RKT v Essex Partnership University NHS Trust: total colectomy and exacerbation of schizophrenia*

Case note: *AB v Salisbury NHS Foundation Trust: short life expectancy brain injury claim*

Case note: *C v University College London Hospitals NHS Trust: Settlement of spinal epidural haematoma claim weeks before trial*

Case note: *C v Imperial College Healthcare NHS Trust: settlement of catastrophic blindness claim*

Case note: *Advantage Insurance v (1) Stoodley (2) Trinity Lane Insurance* [2018] EWHC 2135 (QB)

Case note: finding of neglect following prescription error

Case note: Hotpoint dishwasher inquest

Case note: *Ali v Carr* – facial fillers claim in the High Court

Case note: *Khalid v AXA Insurance UK Plc*

Case note: Isaac Hogarth helps secure rider of neglect for bereaved family in paediatric sepsis hospital inquest

Article: A New Approach to Basic Hire Rates: *Karl Stevens v Equity Syndicate Management Ltd* [2015] EWCA Civ 93