

12

King's Bench Walk

Thea Wilson

Call: 2008

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AREAS OF EXPERTISE

Personal Injury, Clinical Negligence, Costs, Inquests, Industrial Disease, Credit Hire, Fraud

Thea's Court practice encompasses a wide range of civil work. She has particular expertise in Personal Injury, Clinical Negligence and Costs work.

Thea acts for both claimants and defendants, at all levels in both fast and multi-track cases and is regularly instructed by local authorities, insurers, the NHS and the MIB.

With an eye for detail and a sympathetic manner, Thea advises on liability, quantum, evidence and procedural issues. Her expert knowledge of the CPR stands her in good stead in acting for and advising solicitors on procedural matters in relation to applications and appeals.

In addition to civil court work, Thea regularly acts for interested parties at inquests, in particular in claims involving clinical negligence. Thea is also experienced in advising on preparation for inquests and in attending pre-inquest reviews. She regularly acts for and advises appellants of Criminal Injuries Compensation Awards and has represented victims of domestic and sexual abuse in this context.

Thea accepts work on a CFA basis and is willing to consider pro bono work where appropriate.

Clinical Negligence

Thea has a well-established and growing practice in clinical negligence cases arising from a variety of procedures. She has been instructed by both the NHS and MDU, and regularly acts for both claimants and defendants in a number of areas including:

- Injuries to both mother and baby during labour and birth
- Plastic surgery claims
- Gastrointestinal illnesses and surgery
- Delayed or misdiagnosis claims
- Negligence involving joint replacement surgery and aftercare

As the daughter of a leading clinical negligence solicitor, Thea's passion for this area of law was sparked at a young age. At university, she specialised in medical law and medical ethics at both an undergraduate and a graduate level. Before coming to the Bar, Thea worked as a Paralegal, assisting Senior Solicitors in the conduct of Clinical Negligence cases on behalf of Claimants and volunteered on the Action Against Medical Accidents advice helpline for two years.

Cases

S v L Hospital – Acting for a claimant in clinical negligence claim arising out of stillbirth.

C v A Ltd – Defending a claim for clinical negligence, breach of contract and defamation arising out of a medical report on a person seeking disability benefit.

AG v MH Limited – Drafting a counter schedule in a case pleaded at over £1.1 million. Case settled at JSM shortly afterwards for £300,000.

V v S BC – Representing a teacher injured in a tripping accident due to a defective staircase. Settlement secured.

B v R – Successfully defending an elderly woman against an allegation that falling down an escalator was negligent.

Re: W – Successfully appealing a finding by the CICA that a secondary victim was not present during the immediate aftermath of a serious domestic assault on a family member

Re: Z & M – Successfully appealing the denial of a CICA award arising out of domestic abuse and sexual abuse, demonstrating the appellants were victims of a crime of violence.

Re: DT Deceased – Representing a care in the community service facing allegations of neglect at an inquest following the death of a patient. Death found to be due to natural causes.

Re: OJ Deceased – Representing the family at an inquest involving the death of a baby during brain surgery.

A v H – Successfully defending and demonstrating fraud in an Low Velocity Impact claim arising out of a bus accident.

H & Others v P & B Ltd – Defending an insurance company in a fraud case involving three Claimants, successfully proving that the Defendant driver was out of the country at the time of the alleged accident.

S v HTB – Successfully defending a claim of Noise Induced Hearing Loss brought by a former employee following a single incident of noise from a machine's alarm.

Qualifications & Awards

MA (Hons) Law, Newnham College, Cambridge University (2:1)

LLM, Duke University (*cum laude*)

Bar Vocational Course, BPP Law School (Very Competent)

Winner of the Betty Wu Lee Prize Law Tripos, Newnham College, Cambridge (2003)

Exhibition, Inner Temple (2007)

Memberships

Personal Injuries Bar Association (Member of Executive Committee)

Elected Representative to the Inner Temple Bar Liaison Committee

Young Bar Committee

Publications

Contributor to the Personal Injury Law Journal; the Young Bar Magazine; and the Young Bar Hub and Toolkits.

Regular speaker at 12 King's Bench Walk seminars in Personal Injury and Clinical Negligence.

Additionally gives lectures direct to solicitors and insurers on a variety of topics.

Recent seminars include:

- "Vicarious Liability";
- "Disclosure: The Basics and Not-so-Basics";
- "Part 35 Tips and Tactics"
- "An Update on Clinical Negligence Litigation including a review of *Montgomery*".