

12

King's Bench Walk

Thea Wilson

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AREAS OF EXPERTISE

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

Thea specialises in Clinical Negligence and in complex Personal Injury claims.

Thea has a wealth of experience in handling cases involving delayed diagnosis, birth and pregnancy-related injuries, spinal injuries, brain damage, psychiatric injury, chronic pain and fatal accidents.

Thea's 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, and in respect of costs. She is sought after in cases with a potential fraud element and has a wide range of experience dealing with insurance coverage issues.

Thea is regularly instructed by trade union organisations, local authorities, insurers, the NHS and the MIB. With an eye for detail and a sympathetic manner, Thea is experienced in dealing with vulnerable claimants. Thea is happy to accept cases on a CFA basis and is willing to consider Pro Bono instruction where appropriate.

In addition to civil court work, Thea regularly acts for interested parties at inquests, in particular in claims involving clinical negligence and deaths in custody. Thea also acts for victims of sexual and physical abuse before the Criminal Injuries Compensation Authority.

Inquests

Thea has considerable experience in inquests and pre-inquest hearings, including Article 2 inquests, Jury inquests, and inquests involving allegations of neglect. Thea acts on behalf of the family and for other properly interested parties including the NHS, care homes and local authorities. Thea is happy to advise on issues of evidence and procedure and is experienced in drafting written submissions.

Thea is experienced in handling inquests of all types, with particular expertise in those involving clinical negligence; alleged health and safety offences; deaths in custody; and inquests following deaths in care homes.

In most of Thea's inquest cases she is instructed to then bring or defend a civil action.

Cases include:

- Representing a local authority following the murder of a teenager by another teenager in their care.
- Representing a security firm following a death in custody.
- Representing a passenger in a car accident where the driver suffered fatal injuries.

- Representing the family of a man who died in a care home after suffering a fall and delayed treatment of a broken hip.
- Representing a hospital following a maternal death from sepsis.

Representing the family of a baby who had died during brain surgery.

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)
- Governing Bencher of Inner Temple
- Winner of the Betty Wu Lee Prize Law Tripos, Newnham College, Cambridge (2003)
- Exhibition, Inner Temple (2007)

Appointments and Memberships

- Governing Bencher of Inner Temple
- Approved Advocacy Trainer for Inner Temple
- Member of Personal Injuries Bar Association; Action Against Medical Accidents; and the South Eastern Circuit

Publications and Lectures

Regular contributor to 12 King's Bench Walk's Clinical Negligence blog.

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

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

Recent seminars include:

- "Why are heart attacks in women underdiagnosed? A seminar to explore the medicine and the legal ramifications"
- "Part 35 Questions: Tips and Tactics"
- "2020 Liability update: PL; EL and RTA"
- "Disclosure: The Basics and Not-so-Basics"