

Curriculum Vitae

Charles Hartley

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Professional History

March 2010 to date

Mediator

Mediator with a special interest in property disputes, health care issues, native title and personal injury claims.

March 2009 - March 2010

Special Counsel

Moray & Agnew

I have just completed a one year contract as Special Counsel. My successes in the role included:

- Negotiating successful outcomes in litigated property disputes
- Created and published articles for national distribution
- Worked in my capacity as solicitor in complex, high value (and in some cases high profile) construction, property, professional indemnity, public liability, industrial relations and CTP work
- Completing the nationally recognised training and assessment as a Mediator
- Becoming a member of the review panel of the British Medical Journal (BMJ)

The lateral hire of 2 partners and their teams with an established health care practice in September 2009 meant my role was no longer viable.

September 2008 - March 2009

Associate Solicitor

Barry & Nilsson

In my first job in Australia I was employed as an associate. I was recruited to bolster activity in the health care area. My role included:

- Property litigation, including boundary disputes and misrepresentation
- Acting for a number of insurance companies doing public liability and professional indemnity work
- Health care work
- Chairing the Annual Medico Legal Congress in Sydney
- Delivering a workshop at Annual Medico Legal Congress in Sydney

Career opportunities were limited and I left to take up a position of special counsel elsewhere.

September 2006 to September 2008

Career Break

During this time my family and I travelled widely visiting Africa, Canada, Zanzibar Europe and Australia. Obtained permanent visas enabling us to settle and work in Australia.

I took professional exams that enabled me to apply successfully to be admitted to practice in Australia.

February 2004 - September 2006

Senior Associate
Barlow Lyde & Gilbert,
UK

I acted for a number of hospitals and companies often on the instruction of the National Health Service Litigation Authority (NHSLA). My work involved:

- Clinical negligence
- Emergency advice was given on a range of matters
- Large high profile cases
- Created and published an article about risk management for a national publication
- Advised hospitals and public companies on policy coverage and insolvency
- Delivered seminars to clients on pertinent legal issues, strategy and risk management
- Negotiated with brokers in relation to premiums, policy coverage and re-insurance
- Senior position in the team with responsibility for supervising 2 solicitors

Left to travel, emigrate and have a career break.

October 2002 - January 2004

Associate
Howrey Simon Arnold &
White, UK

I was instrumental, with a partner and a colleague, in setting up the new clinical negligence section for a valued client. To ensure the client stayed on board, despite the loss of one of the team immediately before the move I carried a double workload for over 6 months.

Some notable successes were:

- Congratulated by the client on ingenious and commercial approach to tackling cases
- Interesting and unique cases e.g. a claim under the Disability Discrimination Act against a general practitioner who refused to prescribe Viagra to a HIV positive patient
- Handled the largest ever claim made against the MDU
- Acted for a professional golfer after he was injured during a PGA tournament
- A significant amount of advocacy undertaken either at interlocutory hearings or at inquests

July 2000 - December 2007

Company Lawyer
Medelect Limited, UK

Medelect Limited is a company which, amongst other things, provides revision questions to Medics who intend sitting the various royal colleges' exams. The company is now a leader in its field and also provides training and courses to medical bodies in the Middle East and Africa.

In my role as the company lawyer I have:

- Lease drafting and negotiation
- Advised on corporate governance, risk strategy, acquisition and other business matters
- Drafted a number of documents ranging from transfers of intellectual property and a joint venture agreement with the MDU to licenses and contributors' agreements

- In December 2007 the company was bought by the British Medical Journal.

December 2001 - October 2002

Associate

Theodore Goddard, UK

I was a senior member in a very busy team handling a variety of matters often for the Medical Defence Union. This comprised of claims (usually of high value) and advisory matters such as complaints to the GMC and appearing before the Fitness to Practice Committee.

Additional work included:

- Product liability on behalf of a well known pharmaceutical company
- Acting for a professional golfer in a dispute with the PGA.

August 2000 - December 2001

Associate

Le Brasseur J Tickle, UK

In my role as Associate I mainly handled (with minimal supervision) clinical negligence claims on behalf of NHSLA, NHS hospital trusts and medical defence organisations, the total value of which was in the region of £15m. I exceeded my billing targets. Additionally I handled the following types of work:

- Defamation
- Disciplinary matters before GMC
- Partnership disputes
- Judicial review
- Mental health
- Sex and race discrimination claims
- Inquests
- Obstetric claims
- Dental and ophthalmological surgery claims
- Responsible for supervising trainee solicitor.

30th March 1998 to 31st July 2000

Solicitor

Vizards

Assistant Solicitor handling a variety of insurance litigation including:

- Property claims
- Personal injury
- Road traffic accident claims
- Public liability cases
- Employers liability involving breaches of health and safety regulations
- Part of the firm's specialist 'Work Related Upper Limb Disorder Unit'
- Exceeded annual billing target
- Clients' first point of contact especially on urgent matters. Also involved in organising client entertainment events.

11th September 1995 to 27th March 1998

Solicitor

AE Wyeth & Co

Worked with Senior Partner on a wide variety of large insurance litigation cases including:

- High value non-personal injury subrogated claims
- Copyright and seizure of goods (illicit CDs)
- Property disputes including undeclared/undiscovered land rights
- Construction disputes
- Product liability claims
- Severe spinal injuries
- Multiple injuries
- Stress cases
- Policy disputes
- Brain injuries

Personally negotiated settlements in most cases

Articles - September 1993 to 1995

Articled Clerk

Rogers & Norton, Norwich, UK

Seats included:

- Matrimonial
- Commercial Litigation
- Insurance Litigation
- Uninsured Loss recovery
- Non-Contentious (commercial property, trusts and probate)

Professional Qualifications:

Solicitor:

Admitted to practice in England & Wales November 1995

Admitted to practice in New South Wales on 24 August 2007.

Trust and Solicitor Accounts (NSW) passed June 2007 (Distinction)

Professional Responsibility (NSW) passed July 2007 (58%)

Law Society Finals (Chester UK) - All heads passed at first attempt – 1992

National accreditation assessment as a mediator (Australia) passed March 2010.

Educational Record:

3 A Levels: Colchester Royal Grammar School

LLB(Hons) Class 2:2 University of Wales, College of Cardiff (1988-91)