



Robert Marven

Year called 1994

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Robert is a specialist in all aspects of costs law. His practice includes: costs issues arising from high value litigation; challenges to conditional fee agreements; collective conditional fee agreements; success fees; legal expenses insurance and 'after the event' insurance premiums; litigation funding; fixed costs; costs estimates; costs caps; as well as wasted and non-party costs orders. He has been involved in a range of high profile cases in the Court of Appeal, the High Court, the Senior Courts Costs Office and the County Courts. He undertakes both detailed assessments and appellate work. He provides commercial advice to insurers, solicitors and claims management companies.

Robert also practises in related areas of professional discipline and regulation. He advises on professional issues arising from relations with accident management companies, the use of CFAs, fee recovery and public funding. He has been instructed by the Law Society and he has appeared in the Solicitors Disciplinary Tribunal and the Administrative Court.

Robert is an expert in consumer credit and related insurance issues in the context of accident management.

Practice Areas

Costs

Regulatory & Disciplinary

Common

Recommendations

Robert is recommended as a leading junior for costs litigation by both Chambers & Partners and the Legal 500.

Quotes

"incredibly bright and has intricate knowledge of his subject matter." Chambers & Partners 2010

?outstanding technical knowledge and recall of case law? Chambers & Partners 2009

"interviewees agree that he is "bright, articulate and has a strong command of the subject" Chambers & Partners 2008

"committed and impressive across a wide range of matters" Chambers & Partners 2007

"combines intellectual rigour with practicality" Legal 500 2009

"presents difficult cost issues in an attractive and nuanced way" Legal 500 2009

Cases

Costs

Sughra Sulaman v Axa Insurance plc and Direct Line Insurance plc 11 December 2009 (2010) the Times 25 January
Appropriate reduction to the costs of a successful defendant who had lied.

Tankard v John Fredericks Plastics Ltd - Fawcett Old Ltd and another v Hibberd 1 January 2009 [2009] 1 WLR 1731; [2009] 4 All

ER 526

Whether solicitors acting under Law Society's Accident Line scheme obliged to declare an interest.

Hallam-Peel & Co v Southwark London Borough Council [2008] EWCA Civ 1120

Whether solicitors should pay wasted costs of last-minute adjournment.

Newall v North Lewis 30 April 2008 [2008] EWHC 910 (Ch)

Crane v Canons Leisure Centre [2008] 1WLR 2549; [2008] 2 All ER 931

Court of Appeal case on the distinction between profit costs and disbursements, and on the recoverability of success fees in detailed assessment proceedings.

Days Healthcare UK Ltd v Pihsiang Machinery Manufacturing Co Ltd and others [2006] All ER (D) 205 (Jun); [2006] 4 All ER 233 ; [2006] EWCA 1444 (QB)

The Court's power to debar a party in breach of Court orders from participating further in detailed assessment proceedings.

Regulatory & Disciplinary

Merrick v Law Society [2007] All ER (D) 282 (Dec)

Administrative Court judgment, on appeal from the Solicitors Disciplinary Tribunal, on the prohibition in the legal aid costs regime against solicitors topping up.

Common

Evans v TNT Logistics Ltd [2007] Lloyd's Rep IR 708

The proper measure of damages where a claimant victim unreasonably refused an offer of amends made by the defendant tortfeasor. The claimant's claim was abated to the cost the defendant would have incurred in making good its offer, but the claim was not extinguished.

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