



Gerard Khoshnaw
Partner and Head of Commercial Dispute
Resolution (North)
Nabarro LLP

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GERARD KHOSHNAW
Partner – Head of Commercial Dispute Resolution, Nabarro LLP, Sheffield

Mediation Experience

Gerard is an experienced lawyer and mediator, having been involved in over 100 mediations since 1999. He handles mediations at the rate of one or two per month throughout the UK and balances appointments with managing a highly rated, busy and large Commercial Disputes Team at Nabarro LLP in Sheffield. He has been appointed to many mediator panels including:

- The Court of Appeal (Civil Division);
- CEDR Solve;
- The ADR Group;
- Sport Resolutions (UK);
- The Association of Pension Lawyers;
- The Pensions Advisory Service; and
- International Mediation Institute (IMI).

He is (and has been for many years) highly recommended in the leading UK directories (The Legal 500 and Chambers & Partners) for his mediation skills.

Gerard has acted as lead mediator in a broad range of disputes in the following areas (in no particular order):

Company commercial/contractual, sport, employment, HR, pensions, insurance, professional negligence, construction, engineering, property/land, medical negligence, personal injury, education and information technology.

Gerard receives a regular flow of referrals and has been appointed as mediator for both International and UK based disputes for major corporations and individuals ranging in value from £50,000 to several million pounds.

Recent mediations in 2009 involved parties from the UK, Australia, France, Ireland, Denmark, USA and Germany.

He has a high success rate of settlement. All mediations he has handled have settled with the exception of six.

Comments on his style

"Notwithstanding the gentle persona of Nabarro LLP's Gerard Khoshnaw, he is an 'absolutely formidable, brazenly tough litigator'. The combination of these attributes makes him a solid,

dependable choice across a range of commercial disputes. He is 'a good listener', and 'a problem solver'.

Legal 500 (August 2009)

"Immensely impressive"

**Richard Morgan (Counsel)
Maitland Chambers.**

"Gerard is a mediator who is strong, fair and absolutely straight. He is very good at getting to the issues and genuinely helping the parties reach a solution. He is calm, clear and a good listener. He unhesitatingly carries my recommendation."

**Andrew Matthews, Head of Dispute Resolution
Aviva Legal Services (January 2009)**

"Gerard is a mediator who engages extremely well with all the parties in a mediation. Members of my department have used him on several occasions and we will continue to recommend him both to clients and to other solicitors in difficult commercial cases because he facilitates a result"

Nick Dean, Partner, Gosschalks (June 2008)

"He quickly identified the issues and maintained the parties focus on progress towards a practical and productive outcome".

Andrew Horwich, Partner, Symes Baines Broons Solicitors (June 2008)

"He was very patient and managed to get the parties from a position where everything looked like it was going to fall apart. It was good. I would use him again"

Tim Langton, Partner, Goodman Derrick LLP

"I found him to be pleasant, easy going but very effective in moving the mediation along at a good pace and in helping the parties arrive at settlement with the minimum of pain. I would recommend him."

Michael Green, Partner, Weightmans LLP

"Gerard was committed to achieving a settlement and worked hard to bring the parties together. He has a friendly and diplomatic demeanour which proved highly effective."

Jane Gibson, Partner, Gibson & Co.

"As well as receiving consistently good feedback as a mediator from parties and their lawyers, Gerard is one of CEDR, and indeed mediations, strongest supporters"

Karl Mackie, CEO, CEDR Solve (July 2009)

"Gerard won and retained the trust of the decision-makers from both parties. He involved them throughout the process until settlement. Thank you and well done.""

Guy Berwick, Partner and Head of Construction, Freeth Cartwright LLP

Comments on his performance from parties given directly to CEDR and ADR Group include:

"The mediator was very matter of fact and straight forward with no beating about the bush or wasting time. We will use him again"

"Very skilled at not letting the lawyers continue with their legal arguments and getting them to focus on their client"

"His style was considered and thoughtful. He interacted well and gave everybody the opportunity to have their say. Where issues needed to be addressed, he did so well"

"He was absolutely excellent – we were very pleased. He explained the process well which was great as they had no lawyers and had no experience of mediation. He used joint sessions well. They did not feel disadvantaged because they didn't have a lawyer – Gerard looked after them but not in a biased way. He made sure everyone was okay all the time. He did not talk down to them at all, he maintained a good level of professionalism but was very friendly and has a laid back style. Gerard is quietly

assertive – he established rapport incredibly well. He reality tested a non-offensive way and made us really focus on the management time we were spending on the case”

“We would use him in an instant. We are delighted that we have had such a positive experience in this case because the solicitor we had instructed previously had told us that mediation was a complete waste of time and money”

Professional Background

Gerard is an experienced mediator and lawyer. He heads up the Commercial Disputes Team in Sheffield at Nabarro LLP. He joined the firm in February 2002 from DLA Piper where he had been a Partner since 1994.

Membership of Professional Organisations

Gerard was co-author of the DLA/CEDR survey on the use of mediation 1998 and the DLA/ADR Group Survey in 2000 on mediation and the civil justice reforms. He was also author of the Nabarro/ADR Group Research Study on the “Use of ADR in Local Government” in December 2002. He was most recently joint author of the national survey on the use of mediation in Judicial Review in 2009 conducted by Nabarro LLP, 39 Essex Street and ADR Group.

Lecturing

Gerard has presented over 150 seminars to clients both in the private sector and public sector on Litigation Risk Management and ADR over the last seven years.

In 2007 he spoke at the CEDR Mediator Forum in London, and the ADR National Conference in Oxford on “How to deal with gamesmanship in mediation”.

Personal

Gerard was educated at Leeds Grammar School, The University of Hull and Leeds Metropolitan University. He enjoys playing golf and watching soccer, rugby union and ice hockey (when time allows!)