

Joe Shammah

Mediation Experience

Joe, Managing Partner at Shammah Nicholls LLP, Manchester was Accredited by CEDR in November 2005, was Appointed to the CEDR Solve Mediator Panel in August 2006, and the CEDR Solve Direct Panel in April 2008.

Joe has Mediation expertise and experience in the following areas:

- Property
- Professional Negligence
- Matrimonial Finance
- Insurance
- Company / Commercial Contract
- Construction / Quantities
- Inheritance/Probate
- Insolvency
- Partnership

Examples of matters mediated

- Claim alleging Breach of Trust by family members and Professional Negligence by Solicitors relating to a transfer of property at a perceived undervalue and procured by misrepresentation.
- Dispute between Machinery Supplier and Factory Operator to apportion allocation of responsibility arising from a factory accident in which an operative had been injured and in relation to which liability was admitted.
- Claim by a Motor Repair Shop against an Insurer alleging breach of contract by the Insurer of guaranteed minimum throughput of vehicles to the motor repair shop and damages allegedly arising from the expansion of the motor repair shop on its capacity.
- Claim by an advertising Company against a Local Authority relating to obligations under a contract to enable advertisements to be placed upon the Local Authority's roundabouts and grass verges.
- Claim by building Contractors against Quantity Surveyors alleging Professional Negligence arising from defective workmanship and miscalculation of quantities in a Hospital construction project.
- Claim by Machinery Operators against Component Suppliers arising from the mechanical failure and subsequent loss of production together with a third party claim against the Component Supplier to the Component Manufacturer to indemnify any losses sustained.

- Claim by a Beneficiary that a Deed of Variation executed by him conferring benefit to other Beneficiaries under a Will to his detriment was a result of either misrepresentation or procured by undue influence.
- Claim by Medical Research Laboratory against a Supplier of fluids alleging that the fluids were defective and contaminated.
- Claims arising out of a Boundary Dispute including claims of Adverse Possession/Lost Modern Grant.
- Claim brought by Trustee in Bankruptcy to realise assets and the competing claims surrounding those assets.
- Claim for Rectification of Shareholdings in a Limited Company and Shareholder/Minority interest issues.
- Claim for payment by Building Contractor and competing claim for damages for defective workmanship.
- Claim for payment by Subcontractor and competing claim alleging breach of contract and delay.
- Claim for Professional Negligence against Solicitors for damages alleging failure to comply with time limits under the Landlord & Tenant Act.
- Claim for rejection of yacht/damages arising from allegations of a series of faults and complaints.
- Claim for repayment of loans in a family dispute involving Insolvent Limited Companies and monies held pending determination of issues.

Personal Style

Joe is thorough, calm, patient, flexible, well-prepared, looking to build rapport, non-judgemental, resilient and tenacious.

Co-Mediator Feedback

"Depth of knowledge was obvious from the start"

"Well prepared"

"Tactically Aware"

"A very easy manner with people"

"A very capable and experienced Legal Practitioner"

"Very personable and has just the right temperament to develop rapport with Parties"

Adviser Feedback

"The matter could not have been settled except with your pro-active intervention"

"You fulfilled all my expectations of a Mediator"

"Tenacious and dedicated to the cause of settlement"

"Very approachable"

"Very flexible in approach"

"I will be recommending you to my colleagues"

"My client was impressed by your approach and grasp of issues"

"You managed to resolve a very difficult and complex matter when I did not think it possible"

"Calm and affable manner of presentation"

Other Dispute Resolution Experience

Joe is a Trustee of a Care Home with specific responsibilities to assist in the resolution of departmental and inter-departmental disputes together with assisting in the resolution of disputes with suppliers and regulatory agencies.

Professional Background

Joe qualified in 1975 and has been a Partner in Commercial Law since 1978. In 1980, he was the Co-Founder of Shammah Nicholls, a Commercial Law Firm in Manchester and following 27 years as Senior Partner, is now Managing Partner.

Throughout his Career, Joe has been a Commercial, Corporate and Matrimonial Finance Litigator as adviser and advocate. Disputes have included:

- Partnership disputes including Solicitors and Accountants;
- Shareholder disputes including actions concerning minority shareholder protection;
- Professional negligence Claims against Solicitors
- Employment Disputes;
- Commercial contract disputes;
- Administration of Estates disputes;
- Construction Contract disputes;
- Property disputes;
- Landlord & Tenant disputes.



CEDR's Dispute Resolution Service

www.cedr-solve.com

Other Skills

As the Senior partner in Shammah Nicholls, Joe is very actively engaged in managing the Business and directing the finances of the Firm as well as being partner in charge of Trainees. In consequence, Joe has a natural understanding of business and the requirements of business.

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