

DISPUTE RESOLUTION PROFILE

KEN SALMON

**Accredited mediator
Solicitor England & Wales and in Eire
MCI Arb**



Firm: **Senior Counsel at Weightmans LLP solicitors**

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Construction: contentious and non-contentious business experience

Building, civil engineering, professional negligence, rail, marine, energy, site remediation

Representation and advocacy in adjudication, arbitration, litigation, mediation, conciliation and expert determination

Defence of prosecutions under Health & Safety and Environmental legislation

Drafting and negotiating construction documentation

Non construction legal experience

Professional negligence
Commercial litigation
Personal injury for claimant and defendant

Recent mediation experience

- Dispute about quality of work and materials between employer and flooring contractor
- Professional negligence claim against structural engineer over design of steel-framed 3-storey building
- Professional negligence claim by home buyer against solicitors and surveyors
- Tenant's claim for rent and Landlord's counterclaim for dilapidations (telephone mediation)
- Disputes between employer and contractor under a building contract over sums due
- Claims and counterclaims about determination, repudiation, payment, costs of completion and defects, concerning plumbing works under a series of contracts

- Claims and counterclaims under a contract for cladding and roofing works, with issues over price, measure, defects and following disputed determination over loss of profit.
- Claim by builder for payment and loss of profit on repudiation with counterclaim by building owner for defects and damages for delay and repudiation
- Claim by builder for payment with counterclaim by employer for defects and loss of rents
- Dispute between partners over retiring partner's entitlements
- Claims and counterclaims arising out of proposed sale of industrial unit
- A tripartite dispute concerning liability for damage to two electrical motors used for power generation and cost of replacement, loss of profits and management time

In addition, Ken has represented parties in mediations (and other ADR processes) on many occasions

Career history

1973 Admitted to the Roll of solicitors for England & Wales
 1975 Appointed as partner Kirk Jackson (now Rowlands)
 2001 Joined Mace & Jones as a partner
 2005 Admitted to the Roll of solicitors Republic of Ireland
 2007 Chartered Institute of Arbitrators Mediator Accreditation
 2010 Retired from partnership and appointed consultant to Mace & Jones

Other information

Member of the Panel of Mediators of the CI Arb
 Member of the Panel of the Association of Northern Mediators
 Chairman ANM Construction SIG
 Member of Panel of LawWorks
 Member of CI Arb and Committee member NW Branch
 Member of TeCSA
 Member of the Adjudication Society
 Member of SCMA

Endorsements

"Ken was a rock: calm, organised, thoughtful, creative and supportive. He was clearly up-to-speed on the papers, sensitive to the situation and parties' needs, and always looking to assist the process. He has a charm and ease with people that is an effective asset" Quentin Smith Mediator

"He was clearly acquainted with the issues and had read the papers. His experience was evident and he inspired confidence from the outset" Pat Albaster Ian, Simpson & Co solicitors

"The case was settled. Mr Salmon demonstrated a comprehensive understanding of the legal issues. He had read the papers thoroughly and handled the mediation and in particular the parties aspirations sensitively. His conduct in the matter was instrumental in the parties reaching a settlement." Nick Johnson Glaisyers solicitors

"His skill at conciliatory mediation was in my opinion, the catalyst to the agreement reached...". "...both parties...have continued to trade..." "I greatly appreciate the efforts of [Ken] and recommend him highly." Q Flooring Systems Limited

"... Mr Salmon put our client at ease and had clearly read and understood all of the documentation provided to him in advance. He took a flexible approach to the mediation and ultimately the dispute was resolved without the need for the usual round-table session. Mr Salmon came across as knowledgeable and familiar with the law, the type of dispute and the mediation process. The over all impression was that Mr Salmon was a very experienced and competent mediator." Pannone solicitors

"I appointed Ken Salmon as mediator on a construction dispute which had been on going for a significant period of time with the costs of litigation a concern for all. Through his calm, organised and commercial approach Ken was able to help negotiate a settlement which was satisfactory to the parties when this had appeared unlikely prior to his involvement. I would instruct Ken again and would recommend him to mediate on disputes of this nature."
Richard Preston, Beswicks solicitors Stoke on Trent