

## **PAUL HOUGHTON**

### **MEDIATION CV**

#### **Contact Details:**

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#### **Background**

Solicitor and Partner in charge of Commercial Dispute Management at Lupton Fawcett, Solicitors, Leeds. Previously head of commercial litigation at DLA Leeds and at Nabarro Nathanson, Sheffield

Qualified as a solicitor in Scotland in 1984 and in England in 1990.

Trained as a mediator by CEDR in 1994. Currently both Accredited and Registered with CEDR.

Handled in excess of 150 mediations.

#### **Types of Cases Mediated**

##### Agency Disputes

Claims involving national distribution agencies; Advertising agencies; property agents; corporate sales agencies; fine art agencies.

##### Clubs

Dispute between a member of a Rotary Club and the other members as to his "exclusion"

##### Commercial Contracts

Disputes involving design and supply of engineering and scientific equipment; Motor vehicle supply; Trade Associations; Printing; Food Industry; Welding; Lift maintenance; National supply agreements; rail industry disputes; horticulture; yacht chartering; advertising campaigns; accommodation contracts; international recruitment contracts; UK Government contracts; Paint; distribution contracts; medical equipment; farm disputes; NHS trusts contracts; Anglo/Scottish disputes; franchise disputes; haulage contracts; warranty disputes; steel supply contracts; solus agreements.

##### Construction Disputes

Quality of work issues; claims agent disputes; basis of payment disputes; contract administrator disputes;

## Corporate disputes

S459 Petitions; Shareholder disputes; Earn out disputes; warranty disputes

## Employment/Directors contracts

Pre-dismissal mediations on disciplinary issues; Directors' service agreement disputes; death in service benefit claims against employers; wrongful dismissal; Claims by directors for payments due on termination of appointment

## Fraud

Directors' officers' fraud; corporate fraud

## Insurance Coverage disputes

Property insurance, buildings cover; construction cover; personal injury; death in service cover; permanent health cover

## Intellectual Property

Cases involving injunctions for breach of covenants and copyright infringement; Claim against music publishing company for use of an idea submitted by claimant and rejected by the publishing company; Dispute over ownership of tyre design

## IT

Disputes over design and supply of hardware and software; Dispute between commercial retailer and online supplier of e-credits

## Partnership disputes

Disputes arising out of termination of partnerships involving radiologists; and solicitors; non-professional business partnerships, personal business partnerships

## Pensions

Claims involving pension trustees acting on or giving poor advice as to management of pension schemes; claims against administrators of schemes

## Personal Injury

Claims involving chest disease; RTA accidents; sporting injuries; employment injuries

## Professional Negligence

Numerous claims involving architects; accountants; surveyors; brokers; property agents; solicitors

## Property Disputes

Family disputes over ownership; Release of Retention; Housing Association/tenancy disputes; Licensing disputes between breweries and publicans; tree roots claims; Damage to neighbouring property; Disputes between residential property owners and managing agents; disputes with property developers; overage agreements; commercial lease disputes

#### Security Documentation

Disputes involving personal guarantees; leasing agreements; property charges

#### Wills and Trusts

Disputes between beneficiaries to trust estates; disputes with pension trustees; family succession disputes

Values in dispute have ranged from claims with no monetary value to a claim involving £17 million

Many of the cases handled involved three or more parties

A number of mediations have involved more than one day of mediation either immediately following the first day, or after a short period, to allow further information to be obtained, or further consideration of issues raised on the first day.