

## Michael Shaw (2017)

---

### General Information

Michael joined Clerksroom in March 2018 after having spent 7 years as a solicitor (the last year as a Solicitor-Advocate). During his time as a Solicitor, Michael was head of clinical negligence and a director at Carter Moore Solicitors with specific responsibility for client acquisition.

He transferred to the Bar in 2017 and enjoys a general civil practice, with particular emphasis on clinical negligence, personal injury and media law (music).

He is based in Manchester and is happy to travel nationwide.

### Clinical Negligence:-

Michael is a specialist clinical negligence counsel, with over 7 years' previous experience in this area as a solicitor. During his career he has dealt with the whole array of claims, encompassing but not limited to;

- Cauda Equina Claims
- A&E misdiagnosis and failure to treat.
- NHS Trust claims.
- Sepsis
- Cerebral palsy
- Informed consent
- NHS complaints procedure and redress
- The Coroner's Inquest
- Medical treatment and human rights
- The Duty of Care, Standard of Care and Establishing Breach of Duty
- Causation
- Limitation
- Claims Involving Medical Products

### Cyclists & Other Road Traffic Accidents:-

Michael's practice includes all RTA personal injury work, (particularly cyclist claimants, being a keen cyclist himself), dealing with Advice on liability, quantum (including, loss of earnings, care and infant settlement) and evidence; drafting of pleadings; Part 18 Requests for Further Information and Part 35 Questions to Experts.

- Motorist emerging into path of cyclist from a side road
- Motorist turning into side road across path of cyclist

- Motorist veering into path of cyclist when cyclist and motorist going straight ahead
- Child cycling accidents
- Stationary motorist opens passenger or driver side door into path of oncoming cyclist.

### **Product Liability**

He has a specific interest in product liability cases. Michael has represented several clients in this area in cases valued at over £1,000,000.00

- Medical product liability
- Breaches of common law, statutory and importers duty
- Claims under statute - Consumer Protection Act 1987
- Manufacturing defects
- Design defects
- Sufficient warnings
- Product recalls
- Import issues and how to avoid product liability claims post Brexit.

### **Other Personal Injury Work:-**

Michael's personal injury practice covers all areas including;

- Road Traffic Accidents (Cyclists) (see above)
- Product liability (see above)
- Public liability
- Employers liability
- Animal related injuries
- Criminal injuries compensation

### **Professional Negligence:-**

Michael is not afraid to champion those claimants who have been wronged by professionals who hold themselves out to offer a minimum standard of specific professional services. In 2014, Michael brought a claim against former MMR vaccine claimant solicitors in a case which led to him being featured on the front page of the Times newspaper and in the online pages of the Guardian and the Law Gazette. Michael has successfully fought and won several professional negligence claims in the following areas.

- Previously Under-settled claims for damages
- Loss of legal chance (unwinnable cases taken fought for costs building)
- Missed limitation or other court deadlines
- Financial advice given without correct registration.

**How Michael can assist:**

Michael is able to advise on paper or in conference. He can attend;

- Interlocutory hearings
- Case management hearings and
- Fast track trials.
- Coroner's inquests

Michael is also able to assist in the drafting of;

- Particulars of claim,
- Applications,
- Skeleton arguments,
- Case summaries,
- Draft directions,
- Costs budgets
- Multi-track precedent h forms
- Budget discussion documents.

And can offer advice on

- Quantum,
- Liability,
- Causation
- Merits of cases
- Strategy.

**Music (and Media) Law:-**

Michael is a keen musician and has shared the stage with such creative giants as the mighty Fairport Convention with his band. During his music career he has established many useful media industry contacts and has a relatively new but growing practice.

He is noted for his ability to combine his legal knowledge with his musical experience to put clients at their ease and explain the legal situation in terms that a non-lawyer can easily understand. Michael has assisted clients in the following areas;

- Image rights
- Contracts
- Copyright law
- Recording contracts
- Management
- Publishing

- Digital distribution deals.

**Qualifications:-**

Management Degree BSc (hons) 2:1 (1987)

PGDip Law 2005

Admitted as a Solicitor (2011)

Solicitor-Advocate (2016)

Called to the Bar (Middle Temple) (2017)

Email: [mediation@clerksroom.com](mailto:mediation@clerksroom.com)

Clerksroom, Equity House, Blackbrook Park Avenue, Taunton TA1 2PX