

## James Sullivan

Call: 2005  
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### AREAS OF EXPERTISE

Personal Injury, International & Travel, Clinical Negligence, Fraud, Sport, Health & Safety, Insurance

James has a High Court and multi-track practice specialising in all aspects of personal injury and clinical negligence. He has complementary expertise in respect of accidents abroad and insurance fraud. He is very regularly instructed as sole Counsel in cases valued well in excess of £1,000,000.

James' personal injury practice is focused on cases involving catastrophic and life changing injuries. He has particular expertise in respect of serious brain or head injuries cases (including subtle brain injuries), amputation cases (upper and lower limb), cases involving fusion or joint replacement surgery, and cases involving major psychiatric injuries.

James also has very considerable experience in respect of cases involving rheumatological conditions and non-organic pain cases. His recent and current case load includes cases concerning Complex Regional Pain Syndrome, Chronic Fatigue Syndrome, alleged post-traumatic fibromyalgia, Functional Neurological Disorders and Somatic Symptom Disorders. He is often instructed in cases where there are elements of fraud, malingering and exaggeration.

James international or cross-border work is focused on accidents abroad. He has extensive experience of Rome II and of handling cases involving the application of foreign law both in terms of liability and quantum. James also has experience of claims involving the application of the EU Motor Insurance Directive

In his clinical negligence practice, James acts principally for claimants. He regularly advises in cases involving complex medical issues, particularly concerning causation.

James is ranked as a Leading Junior in both Chambers and Partners (Band 3) and Legal 500 in respect of Personal Injury. He acted for the successful parties in the recently reported High Court cases of *Levitt v Euro Building and Maintenance Contractors Ltd* [2019] EWHC 2926 (QB) 11 Nov 2019 (vicarious liability for assault perpetrated by a sub-contractor, ex turpi causa); and *Robinson v Barker (1) Markerstudy (2)* [2020] EWHC 3097 (QB) (brain injury, liability only trial, accident reconstruction evidence).

Outside of Chambers, James is heavily involved with a charity which funds Research Fellowships at the Royal Marsden Hospital ([lecure.org](http://lecure.org)).

### Clinical Negligence

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James has a keen interest in clinical negligence work. He has experience of advising of such cases from the very outset of the litigation with particular regard to assessing the merits of potential claims on the medical records, advising as to breach of duty reports and causation reports. James also has experience in respect of cases concerning clinical assessments and equipment trials.

Recent examples of James work include:

- A claim involving the alleged missed diagnosis: (1) of a serious shoulder injury leading to a largely irreparable rotator cuff injury; and (2) of a wedge fracture to the spine. The Claimant is a manual worker and has been left with permanent symptomology affecting his ability to carry out his trade.
- A claim involving a clinical assessment of an occupational therapy equipment. During the course of the assessment the already vulnerable Claimant suffered fractures to her tibia and fibula.
- A claim involving the alleged negligent treatment of an elbow injury such that the early diagnosis of CRPS as missed.
- A claim involving the negligent treatment and management of an elbow injury resulting in the conversion of the initial injury from a closed fracture into an open fracture, together with the failure to diagnose a scaphoid fracture.

## Qualifications & Awards

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B.Sc. (First Class Honours) Government (London School of Economics)

M.Phil. (Distinction) International Relations (Magdalene College, Cambridge University)

Post Graduate Diploma in Law (Distinction) (College of Law)

Bar Vocational Course (Very Competent) (ICSL)

Howard Laski Scholarship (LSE 1999-2000)

Princes Royal Scholar (Inner Temple 2004-2005)

## Directories

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*James is very well-prepared and has an excellent knowledge of the law.* – Legal 500, 2024

*He always produces excellent advice and is very strong in court.* – Chambers & Partners, 2024

*He manages to cut through work very thoroughly. He is really responsive and really empathetic.* – Chambers & Partners, 2024

*He is excellent with clients and has a keen grasp of the issues both in negotiations and in court.* – Chambers & Partners, 2024

Ranked in Chambers and Partners 2022: Band 3 (Personal Injury).

Ranked in Legal 500 2023: Personal Injury: Tier 2 (Travel Law) and Tier 4 (Personal Injury).

*James is an excellent lawyer, with fine judgment, whose tactics and running of cases, as well as his advocacy, are exemplary.* – Legal 500, 2023

*Quite frankly one of the nicest people you will meet in the professional world and technically brilliant.* – Legal 500, 2023

*Clients have so much trust in his ability and work.* – Chambers & Partners, 2022

*He has excellent attention to detail, adds real value to cases and is very able when it comes to managing clients and experts alike.* – Legal 500, 2022

*He is a strong and capable practitioner with an excellent knowledge of the law in the travel field.* – Legal 500, 2021

*A confident advocate who can argue difficult points.* – Legal 500, 2021

*He will always go the extra mile to advise on difficult issues.* – Legal 500, 2019

*He is very organised, extremely thorough and does not miss a thing.* – Legal 500, 2018

*He is always prepared to go the extra mile to advise on issues that do not fall within his brief.* – Legal 500, 2017

## **Memberships**

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PIBA, LCLCBA, AvMA

## **Cases**

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*Copley v Lawn and Maden v Haller* [2009] EWCA Civ 580. Appeared as Junior Counsel, led by Ronald Walker Q.C. for the Defendants in these credit hire cases concerning: (1) whether or not it is unreasonable for claimants, whose vehicles have been damaged in road traffic accidents, to reject offers of replacement vehicles from defendant insurers; and (2) the question, if it is unreasonable for claimants to reject such offers, of the correct measure of damages.