



## Mark Sullivan

**Year of Call:** 1997

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### Personal Injury

Mark acts for both Claimants and Defendants in all types of personal injury actions. He has particular experience and expertise in employer's liability, road traffic and fatal accident claims. His background in accountancy enables him to deal with complex financial loss claims including loss of self-employment, loss of business and pension claims.

He accepts instructions under Conditional Fee Agreements in appropriate cases. He is registered for direct access.

#### Fatal Accidents

Current and recent cases include:

- G v K – fatal accident involving young wife and mother of 3 children. Advised on quantum and apportionment
- F v G – acted for dependant Claimants following fatal accident involving death of a Kenyan national with family in Kenya and USA
- J v E Ltd. – claim on behalf of dependent partner of mesothelioma victim who had been a successful entrepreneur and had just started a new business at the date of his death
- C v H Ltd. – claim on behalf of mesothelioma victim who owned and operated a guest house with his dependent widow.

#### Employer's liability

He has appeared, primarily for Claimants, in a large number of cases involving breaches of all of the major sets of regulations.

Current and recent cases include:

- R v W Ltd and another – represented Claimant under a CFA in claim relating to injuries sustained in an accident in a farmyard from where he was collecting milk. Successful at trial against both employer and owner of yard under the Workplace Regulations and PUWER
- H v PE Ltd. – represented Claimant in complex claim brought under the Manual Handling Regulations
- G v OAU – represented Claimant under a CFA in relation to injuries sustained while working on an archaeological dig. Successful at trial under the Workplace Regulations
- F v C Ltd – represented Claimant under a CFA in relation to injuries sustained in an accident involving hydraulic machinery. Defendant eventually admitted liability under the PUWER and Pressure Systems Safety Regulations 2000
- A v B&C Ltd. and others- represented Claimant in multi-Defendant claim for HAVS resulting from employment in shipyards and boat-builders between mid-1970s and 2010
- D v C Ltd.- represented Claimant in action for RSI arising from employment on production line
- S v NHS – represented Claimant in case against NHS Trust for injuries sustained in an assault by a patient in a secure mental institution.

He has also represented Claimants in relation to claims under the Construction (Design & Management) Regulations 2007, Control of Vibration at Work Regulations 2005 and Electrical Equipment (Safety) Regulations 1994, amongst others.

### **Road Traffic**

Current and recent cases in which liability has been in dispute include:

- R v SB Ltd. – represented Claimant under a CFA in relation to an accident involving a bus and a pedestrian in which the Claimant suffered severe brain damage. Reconstruction experts instructed for both sides. Claim settled pre-trial
- B v W – acted for Defendant in multi-car pile-up. Represented him in criminal proceedings and then advised insurer on liability apportionment
- B v W – acted for Claimant, a pedestrian who was knocked down by the Defendant. Liability resolved 70/30 in her favour.

### **Other Quantum Claims**

- M v C Ltd – acted for Claimant injured in accident on building site which led to the demise of his successful business
- W v J – acted for Claimant who was a doctor injured in a car accident. Unfit to return to work. Advised on significant loss of earnings and pension claim
- H v S – acted for Claimant in complex loss of earnings claim arising from loss of career as a foreign exchange trader.
- C v C – acted under a CFA for a semi-professional footballer badly injured in a dangerous tackle
- C v WG – represented Claimant in action in relation to food poisoning leading to the development of Chronic Fatigue Syndrome
- S v B – represented Defendant in relation to allegations of sexual abuse. Issue included resisting application for a freezing order
- H v B – represented Defendant convicted of sexual offences; advising on quantum and negotiating settlement.

In addition to acting in civil proceedings, he is frequently instructed by insurers to represent Defendants in related criminal proceedings for causing death by dangerous and/ or careless driving.

Mark has extensive experience of representing the deceased's family, interested parties, employers and highway authorities at Inquests.

## **Inquests**

Mark has extensive experience of representing bereaved families, employers, highway authorities and other interested parties at Pre-Inquest Hearings and Inquests, including Article 2 Inquests.

Current and recent instructions include:

- Representing family of bereaved at Pre-Inquest Hearings in relation to Inquest into death of elderly man following a cycling accident and subsequent hospitalisation. Cause of death was controversial and Mark was instructed to represent the deceased's family, making representations as to the scope of the Inquest and the evidence to be adduced.
- Advising bereaved family, under direct access arrangement, following death of a woman while undergoing medical treatment. Advice covered scope and procedure of an Article 2 Inquest, witness requirements and possible sources of funding.
- Representing seriously injured interested party at Inquest involving a fatal road traffic accident, including examination of several expert witnesses and making submissions as to the available verdicts.
- Several cases representing Highway Authorities in connection with fatal road traffic accidents.
- Representing employer at jury Inquest involving death of employee while operating a ride-on mower.

Mark Sullivan is registered for Direct Access. He has also specialises in Fatal Accident Claims (see Personal Injury entry) and has provided representation at Inquests under Conditional Fee Agreements covering a related civil claim.

## **Academic qualifications**

- LLB (Hons) Bristol
- JJ Fellowes Prize

## **Professional qualifications & appointments**

- Legal Assessor to the Nursing and Midwifery Council
- General Dental Council
- Association of Accounting Technicians
- Chartered Institute of Public Finance & Accountancy

## **Professional bodies**

- Personal Injury Bar Association
- Professional Negligence Bar Association
- Western Circuit
- Association of Regulatory & Disciplinary Lawyers

## **Direct Access**

Mark Sullivan is qualified to accept instructions directly from members of the public and professional clients under the Direct Public Access scheme.