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# Lisa Linklater KC

Call 1995 | Silk 2022

### Clerks' Details

- Nicole Luna
- 0113 203 1975
- Ian Spencer
- . 0113 203 1971

Nick Buckley

- 0161 817 2757
- Luke Heywood
- 0113 203 1970

#### Appointments

- King's Counsel (2022)
- Vice-Chair of the Northern Business and Property Bar Association (2023)
- Accredited Mediator (CEDR)
- Attorney General's Regional Panel of Counsel (2000 – 2018)

#### Memberships

- Chancery Bar Association
- Northern Business and Property Bar Association (Vice-Chair)
- R3 fellow (association of business recovery professionals) (full member)
- Insolvency Lawyers' Association (full member)
- The Honourable Society of the Inner Temple
- North Eastern Circuit

#### Education

- MA Cantab (Law), University of Cambridge (Jesus College), (Class II:i)
- Inns of Court School of Law, London (Very Competent)
- The Honourable Society of the Inner Temple

## Practice Overview

Lisa Linklater K.C. is a leading silk with an established reputation nationally for her expertise, advocacy, advice and strategic excellence in the following areas:

- <u>Company, LLP and Partnership disputes, particularly shareholder</u> <u>disputes,</u>
- Insolvency and Restructuring,
- Commercial Dispute Resolution,
- Commercial Fraud and
- Property and Trusts

As a silk, Lisa has rapidly established a heavyweight litigation and advisory practice, acting for high profile clients nationally and internationally, being sought after as a result of her reputation and the results she has achieved in her cases. Lisa's practice is often high value, high profile and/or with complex legal, factual or valuation issues and/or cross border issues.

Lisa is recommended as a Band 1 silk by both <u>Chambers and Partners</u> <u>UK Bar 2024</u> and Legal 500 UK Bar 2024, which recognise the strength of Lisa's skills in Commercial Dispute Resolution, Chancery and Insolvency and Restructuring. Recent clients also note the high quality of Lisa's service and client care. For example, a client Lisa successfully represented in a shareholder dispute that concluded in 2023 stated "Lisa provided a great service and her insight into the case was very helpful. Her communication was always prompt."

She has an outstanding reputation in company law (particularly shareholder disputes), insolvency litigation and technical applications and related commercial fraud, property and trust issues, as reflected in the strength of her practice in these areas. She is currently instructed in shareholder disputes involving minority shareholdings valued at



over £10 million, disputes relating to property portfolios with a value of over £10 million and in a claim against a director in a high profile corporate insolvency involving alleged accessory liability to alleged breaches of trust of over £12 million. In 2023 Lisa acted in respect of a number of high profile corporate insolvencies for office holders, directors and creditors, including Safe Hands Plans Limited (in administration) and Volta Trucks Limited (in administration), as well as for the liquidators in <u>Re Torotrak plc (in liquidation)</u> [2023] EWHC 115 (Ch).

Lisa also has an excellent practice and reputation in high value contractual claims of all types (including share and business sale agreements, shareholder agreements, finance agreements and contracts involving the public sector), including the arbitration of such disputes or their resolution by expert determination. Current instructions include acting on behalf of a bank in respect of a substantial claim under a guarantee and for a seller of shares in a claim for £11 million in respect of deferred consideration under a share purchase agreement. Further example recent instructions include acting in respect of a public contract relating to a very substantial joint venture property development in the North West, involving issues relating to public procurement law.

Lisa brings a commercial, creative, collaborative, strategic and practical approach to advancing her clients' objectives. She is valued for her ability to bring out the best in the legal teams she is leading, cultivating cohesive and collaborative teams to effectively advance the clients' cases.

Lisa served as Junior Counsel to the Crown (Attorney General's Regional Panel) for three consecutive terms (18 years) and was regularly instructed by the Secretary of State for Business, Energy and Industrial Strategy in high-profile, complex company director disqualification applications and public interest winding up petitions, as well as by HM Revenue and Customs in precedent-setting cases and multi-million pound tax fraud cases. She is currently instructed as lead Counsel by the Secretary of State for Business and Trade in a complex and high profile director disqualification in the retail sector.

Lisa's experience and expertise as lead trial Counsel in the Business and Property Courts of the High Court of Justice and in the Court of Appeal underpins the strength of her oral and written advocacy and strategic excellence at all stages of disputes. While a substantial part of Lisa's work is in the Business and Property Courts of the High Court of Justice in Leeds, Manchester, Liverpool and Newcastle, Lisa is also regularly instructed in cases in London, Birmingham and Bristol and she takes cases from across England and Wales. Lisa is instructed on behalf of clients by regional, national and international law firms.

Lisa is a member of the editorial advisory board of the Company Lawyer, a specialist journal, published by Sweet and Maxwell. She is widely published in company and insolvency law including in R3's Recovery and Sweet & Maxwell's Insolvency Intelligence. Recent seminars presented by Lisa to leading insolvency practitioners, accountancy firms and regional, national and international law firms include shareholder disputes, legal professional privilege and directors' duties.

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In 2023, Lisa was chair of a prestigious panel of international experts at the 40th Cambridge International Symposium on Economic Crime. She is a fellow of R3 and full member of the Insolvency Lawyers' Association.

She is Vice-chair of the Northern Business and Property Bar Association.

For further detail as to Lisa's expertise and experience please refer to each of Lisa's bespoke practice area CVs (see opposite).

### Recommendations

#### DIRECTORIES

Chambers and Partners 2024 recommends Lisa as a Tier 1 silk in each of the practice areas of Commercial Dispute Resolution, Restructuring/Insolvency and Chancery and highlights her expertise and experience in shareholder disputes, insolvency litigation and directors' duties.

"Lisa is top class, extremely knowledgeable and incredibly hard-working."

"Lisa is very strong technically; she fights the clients' corner, leaves no stone unturned and knows the law inside out. Her written work is excellent."

"Lisa is personable, has a collaborative approach and is very technical." Chambers and Partners 2024 (Chancery/Commercial Dispute Resolution/Restructuring/Insolvency – Tier 1)

'Lisa is very thorough and is always well prepared. A proactive silk.'

'Lisa's knowledge of shareholder disputes and the law on unfair prejudice is outstanding. A strategically astute silk.'

Legal 500 2024 (Company and Insolvency/ Commercial Litigation - Tier 1)

"Lisa is scrupulous. She is hands-on in getting to know the client's business." **Chambers and Partners 2023** 

"Lisa is technically superb." Chambers and Partners 2023

"Very thorough and decisive." Chambers and Partners 2023

'Lisa is very responsive and incredibly academic – she researches her cases inside out. She gives clear, concise advice.' **The Legal 500 2023** 

"Lisa is meticulous, very, very sharp, and has a wealth of knowledge. Always well prepared and an excellent advocate." Legal 500 2022 (Tier 1 Company and Insolvency)

"Lisa Linklater has been excellent – she is very good with clients, and very measured and meticulous in her approach." "Lisa has been really collaborative and attentive."

Chambers and Partners 2022 (Band 1 Commercial Dispute Resolution)

"Lisa is a highly academic and organised advocate who knows her cases inside out. She is always a pleasure to deal with and to instruct."

Chambers and Partners 2022 (Restructuring/Insolvency)

"You have to do your homework when you are against her." "Her knowledge and expertise is first-rate." Chambers and Partners 2021 (Chancery)

"She has a very good eye for detail." "Experienced and has the confidence of the court." "She's good under pressure, diligent and very calm on her feet." Chambers and Partners 2021 (Restructuring/Insolvency)

"She is very technically astute and I can see why she is well respected in the region for this sort of work."

"A very thorough and insightful analyst on the key issues."

Chambers and Partners 2021 (Commercial Dispute Resolution)

"Lisa is very academic and always researches her cases fully. She is always well prepared and her written submissions are always excellent demonstrating her knowledge of cases. Lisa is a great advocate and is very persuasive."

The Legal 500 2021 (Tier 1 Company and Insolvency)

"She is unflappable, extremely well prepared and an excellent advocate who is as strong on her feet as she is on paper."

"She is a very astute barrister with excellent commercial acumen. Her judgement is always spot-on and she is decisive in even the most complicated scenarios." **Chambers and Partners 2020 (Chancery)** 

"She is brilliant technically, great on her feet and her written work is really good." "Gets to the heart of the details and is very thorough. She really fights her client's corner and is dogged and robust in her approach."

Chambers and Partners 2020 (Restructuring/Insolvency)

"Very highly-regarded both as a lawyer and as an advocate." **The Legal 500 2020 (Tier 1 Company and Insolvency)** 

"She is knowledgeable, persuasive in court and excellent on complex legal problems." "She is thorough, methodical and an excellent all-rounder." **Chambers and Partners 2019** 

"Imperturbable and impressive in court; a force to be reckoned with." **The Legal 500 2018/19** 

#### TESTIMONIALS

"It was a pleasure to work with Lisa, whose hard work 24/7, excellent advocacy and expertise throughout was an invaluable factor in achieving this outcome." **Excello Law** (2023)

"Lisa Linklater KC was incredible during all meetings and teams calls. Her vast amount of knowledge and confidence in the strength of our case was very reassuring. Her opening speech showed that she knew the case in depth and she knew exactly how to deliver her points firmly and in a strong and confident manner. Lisa was worth every single penny. She absolutely commanded the mediation and her confidence and knowledge were second to none." **Mrs C (client in shareholder dispute) (2023)** 

"Lisa provided a great service and her insight into the case was very helpful. Her communication was always prompt." **Mr B (client in shareholder dispute) (2023)** 

"I have retained Lisa on a number of complicated shareholder disputes. She is sharp, focussed and decisive and is able to navigate the most challenging legal and factual issues with aplomb. Lisa prepares thoroughly for hearings, ensuring all bases are covered, and her presentation of a case to court is both measured and highly effective." Adam Maher, Partner, Head of Commercial Litigation, Myerson LLP (2022)

"Your strategy was perfect and delivered exactly the result the client was looking for" **Joshua Briggs, Head of Dispute Resolution, Wilkin Chapman LLP (2022)** 

"Lisa is very much a team player. She is very diligent, unflappable and measured in her submissions" **Stuart Frith, Partner - Restructuring and Insolvency, Stephenson Harwood LLP** (2019)

"Your clarity of thinking and leadership was much appreciated" **Insolvency Practitioner Client, 2019** 

"Thank you for your focussed and effective advocacy" Government lawyer, 2018

"I could not have asked for a better legal team than [solicitor's firm] and Lisa Linklater" **Client following mediation, 2017** 

"This was a fantastic result" Managing director and commercial dispute resolution **Solicitor, 2016** 

"Your expert presentation of the case to the court was exceptional" **Partner and head of Commercial Dispute Resolution Department following trial in 2016** 



# Publications

Shareholder Disputes: Unfair Prejudice Petitions and The Art of Share Valuation (Solicitors Journal, 2022) 165(9), 25 - 27

"Directors' Duties in Times of Change" (R3's Recovery Newsletter, April 2022).

Virgin Active and New Look: A new dawn for the rescue culture? (Sweet & Maxwell's Insolvency Intelligence 2021, 34(3), 55 - 57)

"Legal Professional Privilege: Breach of a Company Director's Duties and the Iniquity Exception in Practice" (Feature article, LexisNexis Corporate Rescue & Insolvency Journal, December 2020, 13(6), 194 - 195)

"Changing Times: Aspects of Creditor Enforcement in Administration and the New Moratorium" (Sweet & Maxwell's Insolvency Intelligence 2020, 33(3), 96 - 98)

"Furlough and Administration: When is a Contract of Employment 'Adopted'?" (R3's Recovery, Autumn 2020).

Member of the editorial advisory board of "The Company Lawyer" (Sweet & Maxwell).

Co-author of "Rider, Alexander, Linklater & Bazley: Market Abuse and Insider Dealing" (2nd ed, Tottel Publishing).

Member of the editorial board of "The Company Lawyer" (Sweet & Maxwell) from 2001 – 2007, regularly contributing editorials on company, finance and insolvency topics.

Virgin Active and New Look: A new dawn for the rescue culture? (Sweet & Maxwell's Insolvency Intelligence 2021, 34(3), 55 - 57)

### Beyond the Bar

Music, golf, swimming, gym and theatre. Lisa is fluent (conversational) in French and German.