

## Philip Judd

Call Date: 2017

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Phil enjoys a broad commercial, public and civil law practice.

Prior to coming to the Bar, Phil worked in private equity and at a leading strategy consultancy in the City. He was involved in the largest financial restructure of a UK bank since the financial crisis, and worked in mergers and acquisitions on various due diligence, valuation and acquisition projects with leading private equity groups.

Prior to pupillage, Phil was awarded Middle Temple's top scholarship for his legal training, and won the Rosamund Smith Moot Competition.

## Legal Services

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### Commercial and Chancery

Phil brings extensive commercial experience to his practice at the Bar.

In his previous career, he gained expertise in banking, financial services and securities, capital restructuring, as well as regulatory regimes following the implementation of the Financial Services Act and Basel III. This experience means that he is well placed to act in high value commercial disputes. He was also recently seconded to the commercial litigation department of Peters & Peters LLP, and welcomes the opportunity to spend time in-house.

He is developing a broad practice across various commercial and Chancery matters.

### Notable Commercial and Chancery cases

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Instructed (led by Simon Davenport QC) in a proposed ICC arbitration concerning an agreement to construct geothermal power plants in Uganda worth \$2bn.

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# 3 HARE COURT

Advising (led by Simon Davenport QC) shareholders as to jurisdictional issues in a banking restructure.

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Acting for a Premier League footballer in recovering against a third party under a contract for rental services.

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A mis-selling claim concerning pension investment schemes and securities.

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A claim by a Nigerian bank to set aside a novation agreement for fraudulent misrepresentation (as a pupil).

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A claim for unpaid sums under a lease agreement concerning manufacturing equipment in Uzbekistan (as a pupil).

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Advising and acting as sole counsel in various claims for breach of contract and restitution.

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## Company and Insolvency

**Phil regularly appears in the County Court, High Court and before Insolvency and Companies Court Judges in company and insolvency matters.**

Having worked in mergers and acquisitions in his time as a consultant, he is well-placed to act in shareholder disputes. He is developing particular expertise in claims for unfair prejudicial conduct, and is currently instructed as sole counsel in a range section 994 claims, including for members of start-ups.

He is currently acting (led by Simon Davenport QC) in a high value bankruptcy action arising from disputed judgments obtained in Russia.

His practice frequently involves appearing as sole counsel in contested winding up and bankruptcy petitions. He recently advised a respondent in a high value bankruptcy matter concerning a personal guarantee provided to a company's creditor, and appeared as sole counsel in the ICC in a complex application to restrain the presentation of a winding up petition.

Phil has further experience in a range of corporate insolvency matters, including shadow and de facto directorship, breach of fiduciary duty, unlawful distribution, transactions at an undervalue and section 127 declarations.

## Public Law

Phil has a particular interest in public and administrative law.

### Notable Public Law cases

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R (Ali Mousa and others) v Secretary of State for Defence [2013] EWHC 1412 (Admin)

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He is currently instructed as part of the Iraq Fatality Investigations, established following R (Ali Mousa and others) v Secretary of State for Defence [2013] EWHC 1412 (Admin) in order to meet the state's obligations under Article 2 of the ECHR.

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[Marcia Ayers-Caesar v \(1\) The Judicial and Legal Service Commission \(2\) The Attorney General of Trinidad and Tobago \[2019\] UKPC 44](#)

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He has appeared in two Privy Council appeals (led by Peter Knox QC and Robert Strang) from Trinidad and Tobago concerning constitutional interpretation.

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He previously assisted in an appeal concerning mandatory life sentences, and has experience of appeals in further constitutional matters, such as the incarceration of child detainees in adult facilities, from other Caribbean jurisdictions.

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Phil has a growing interest in immigration law. He accepts instructions in judicial review proceedings, and is frequently instructed pro bono by Bail for Immigration Detainees.

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## Travel Law

Phil regularly advises and acts in claims involving jurisdictional and conflicts of law issues, particularly in travel law. He has extensive trial experience in claims under the Package Travel Regulations, and appears frequently in interlocutory hearings. His practice also involves claims under the Montreal and Athens Conventions.

## Public Access

Phil is able to accept instructions directly from members of the public, companies and other entities through the public access scheme (also known as direct access). He is happy to accept instructions on a direct basis in appropriate cases. If you wish to instruct Phil on a direct basis, please speak to the clerks.

For more information on public access, please see the Bar Council [website](#).

## Publications

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- JIBFL – [The scope of English law claims against primary dealers](#)

## Qualifications

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- BA Hons. History (First Class), Pembroke College, University of Oxford
- GDL, City Law School
- BPTC, University of Law

## Awards

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- Winner of the Rosamund Smith Moot, Middle Temple
- State School Scholarship, Middle Temple (2016)
- Advocacy Scholarship, University of Law (2016)
- Queen Mother Scholarship (the Inn's top award), Middle Temple (2015)
- City Postgraduate Scholarship (Full Fee), City Law School (2015)
- Domus Scholarship, Pembroke College (2009,2010)
- Bregal Scholarship, Pembroke College (2009-12)
- H.W.C. Davies Prize (top mark in Prelims), University of Oxford (2009)