

Logbook name: [REDACTED]

Membership number: [REDACTED]

1. Competency: 1	Learning Outcome: 1.1
Apply law to the matter	
2. Evidence provided:	
Letter to the Claimant solicitor highlighting the relevant case law and its relevance	
3. Outline how the evidence demonstrates you meet the outcome	
<u>Applicable law:</u> <i>Tubridy v Sarwar</i> [2012] (relevant case law which states that that the costs of instructing Counsel to attend an approval hearing would not normally be recoverable.)	
<u>How the law applies:</u> The law applies as the Claimant solicitor is trying to claim for a fee they are not entitled to claim for.	
<u>Demonstration of my application of the law to the matter:</u> In this matter I have assessed the Claimant's costs for an infant approval hearing and noted that they are not entitled to claim for Counsel's fee for attending. I wrote to the Claimant and applied the case law of <i>Tubridy v Sarwar</i> and advised that we would not be making the payment for Counsel's fees as the law states that it is unrecoverable.	
4. Reflection and evaluation	
I understand the need to be able to apply relevant case law to a matter and act in my Client's best interests. I understand the need to ensure that there is accuracy in the amount of payments we will be making to Claimants.	
5. Completion date: 22/11/2013	
6. Signed (applicant) [REDACTED]	Date: 15/10/2014
7. Signed (supervisor) [REDACTED]	Date: 15-10-14

[Redacted]

Your Ref:

Our Ref:

Date:

Please ask for:

Direct Dial:

E-mail:

Direct Fax:

[Redacted]

22 November 2013

[Redacted]

Dear Sirs

Our Client: [Redacted]
Your Clients: [Redacted]
Incident Date: 20/10/2012

We write further to the above matter.

The value of your client's claim falls within the small claims track and as such it is necessary to ask whether the engagement of solicitors was necessary beyond the production the medical reports. Clearly this has not been a complex matter and settlement was reached quickly after medical reports were provided. We are not in a position to consider the sum of £180 for Counsel's attendance as this is not recoverable following the decision in Tubridy v Sarwar.

We can however agree to £800 for your costs, as agreed in the matter of [Redacted]. We can also agree to the following disbursements:

- [Redacted] policy- £418.70
- Medical report- £294.00
- Court issue fee- £175.00
- Counsel's fee for advice- £405.00

We are therefore prepared to agree costs at £2092.70. We enclose a Consent Order duly signed to that effect and request you file the same with the Court. Please return a signed copy to us.

Yours faithfully

[Redacted]