

## Tom Shepherd

Call: 2008  
 Education: LLB (Bristol) BCL (Oxon)  
 Languages: French  
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### Practice Specialisms:

- Insolvency
- Company
- Commercial litigation
- Banking and finance
- Property
- Partnership & LLPs

Tom read Law and French at the University of Bristol and l'Université de Caen, graduating with First Class Honours in 2006. He then undertook the BCL at St Hugh's College, Oxford, studying Corporate Insolvency, Corporate and Business Taxation, Personal Taxation and Restitution. Tom was graded 'outstanding' on the Bar Vocational Course and returned to the University of Bristol as a visiting tutor in Property Law and Comparative Law during 2007-08.

Tom is a member of Lincoln's Inn and was awarded the Denning and Eastham Scholarships, the Buchanan Prize and the Hardwicke Entrance Award. Tom won the English Speaking Union and Essex Court Chambers Mooting Competition in 2004 and the University of Bristol Mooting Competition in 2003.

Tom was delighted to accept an invitation to join chambers following a busy and successful third six pupillage. Tom regularly appears in the High Court and County Courts and has gained experience in the following areas of work, both in his own right and in assisting members of chambers:

### Commercial litigation:

- Advising and drafting proceedings (with Jane Giret QC) in relation to a £100m shareholders' dispute involving unfair prejudice, just and equitable winding-up and claims against the trustees of a private pension scheme.
- Resisting an application for an injunction and other interlocutory relief arising out of the alleged wrongful obtaining of a customer database.
- Defending a claim for the payment of commission by an estate agent in respect of the sale of a family ironmongers' business: one day County Court trial involving issues of undue influence, misrepresentation and unfair contract terms.
- Resisting an application for summary judgment in a dispute arising out of the construction of a national employment agency's terms of business.
- Drafting pleadings and advising in relation to a dispute between an Italian film production company and two major British film studios.

- Providing written advice on the enforceability of guarantees, sale of goods, and consumer credit agreements.
- Assisting members of chambers (during pupillage) in litigation arising out of a film-finance scheme, a £5 million partnership dispute and an arbitration involving the claim by a sales agent for sums allegedly owed as commission.

### Insolvency:

- Advising and drafting proceedings (with Max Mallin) in an action against the directors of a former international telecommunications company involving allegations of fraudulent and wrongful trading under ss.213/214 IA.
- Representing the liquidator in proceedings against the directors of a former taxi firm for declarations that certain payments were transactions at an undervalue under s.238 IA and/or within s.212 IA (misfeasance).
- Defending an application by a trustee in bankruptcy under s.284 IA for a declaration that payments made by a bankrupt were void.
- Obtaining an order for the disclosure and production of documents by a bankrupt, subsequent to a public examination.
- Appearing in proceedings challenging a trustee in bankruptcy's remuneration, resisting an application for the sale of a bankrupt's home and obtaining an order for the annulment of the bankruptcy.
- Appearing on various other applications under the Insolvency Act to set aside statutory demands and obtain injunctive (and final) relief in relation to disputed winding-up petitions.
- Obtaining winding-up, bankruptcy and administration orders.
- Defending company directors in proceedings brought by the Secretary of State for disqualification orders under the CDDA 1986.

### Property:

- Defending a claim for housing disrepair brought by a tenant in receipt of housing benefits: one day County Court trial involving cross-examination via an interpreter and issues of quantification and mitigation of loss.